

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**  
**OF THE**  
**STATE OF LOUISIANA**

**TWENTY-THIRD DAY'S PROCEEDINGS**

**Thirty-second Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Monday, May 8, 2006

The House of Representatives was called to order at 4:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. Speaker	Farrar	Montgomery
Alario	Faucheux	Morrell
Alexander	Frith	Morrish
Ansardi	Gallot	Odinot
Arnold	Geymann	Pierre
Badon	Glover	Pinac
Baldone	Gray	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, E.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Hammett	Richmond
Bowler	Harris	Ritchie
Bruce	Heaton	Robideaux
Bruneau	Hebert	Romero
Burns	Hill	Scalise
Burrell	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Dartez	LaBruzzo	Trahan
DeWitt	LaFleur	Triche
Doerge	LaFonta	Tucker
Dorsey	Lambert	Waddell
Dove	Lancaster	Walker

Downs  
Durand  
Erdey  
Fannin  
Total - 105

Marchand  
Martiny  
McDonald  
McVea

Walsworth  
White  
Winston  
Wooton

**ABSENT**

Total - 0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Quezaire.

**Pledge of Allegiance**

Rep. Hill led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

**Reading of the Journal**

On motion of Rep. Chandler, the reading of the Journal was dispensed with.

On motion of Rep. Durand, and under a suspension of the rules, the Journal of May 1, 2006, was corrected to reflect her as voting nay on final passage of House Bill No. 971.

On motion of Rep. Frith, the Journal of May 4, 2006, was adopted.

**Petitions, Memorials and**  
**Communications**

The following petitions, memorials, and communications were received and read:

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 167  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN**  
**SENATE CONCURRENT RESOLUTIONS**

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

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Senate Concurrent Resolution Nos. 74, 77, 78, and 79

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

#### SENATE CONCURRENT RESOLUTION NO. 74—

BY SENATOR N. GAUTREAUX

##### A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for local housing authorities located in Vermilion Parish which were impacted by Hurricane Rita.

Read by title.

On motion of Rep. Frith, and under a suspension of the rules, the resolution was concurred in.

#### SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR ELLINGTON

##### A CONCURRENT RESOLUTION

To commend and congratulate Edna M. Hatton upon the occasion of her retirement as the Registrar of Voters of Franklin Parish and to recognize her commitment and contributions to the citizens of the parish for over sixty-five years.

Read by title.

On motion of Rep. Kenney, and under a suspension of the rules, the resolution was concurred in.

#### SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR THEUNISSEN

##### A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Commander Christopher B. Bahm on earning and receiving the General Billy Mitchell Award.

Read by title.

On motion of Rep. Kennard, and under a suspension of the rules, the resolution was concurred in.

#### SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR THEUNISSEN

##### A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Advisory Council Chairperson Marc A. Daigle on earning and receiving the General Ira C. Eaker Award.

Read by title.

On motion of Rep. Jack Smith, and under a suspension of the rules, the resolution was concurred in.

### Message from the Senate

#### SENATE BILLS

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill No. 560

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

#### SENATE BILL NO. 560—

BY SENATOR SCHEDLER

##### AN ACT

To enact Part X of Title 19 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 19:351 through 355, relative to expropriation of property; to authorize certain parishes to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; to provide for an effective date; and to provide for related matters.

Read by title.

### Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

#### HOUSE RESOLUTION NO. 54—

BY REPRESENTATIVE KLECKLEY

##### A RESOLUTION

To commend Frank Young Pryce as an advocate for health care equality.

Read by title.

On motion of Rep. Kleckley, and under a suspension of the rules, the resolution was adopted.

#### HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVE KLECKLEY

##### A RESOLUTION

To commend Hal McMillin for his efforts to restore basic services after Hurricane Rita.

Read by title.

On motion of Rep. Kleckley, and under a suspension of the rules, the resolution was adopted.

#### HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVE GREENE

##### A CONCURRENT RESOLUTION

To urge and request congress to amend the Americans with Disabilities Act (ADA) and the Fair Housing Act (FHA) to allow state and local governments to prevent the placement of group homes for former substance abusers in proximity to day care centers and preschools.

Read by title.

Lies over under the rules.

### Senate Concurrent Resolutions

The following Senate Concurrent Resolutions were taken up and acted upon as follows:

#### SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR CAIN

##### A CONCURRENT RESOLUTION

To memorialize the United States Senate to take such actions as are necessary to pass the proposed constitutional amendment banning the desecration of the United States flag.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

#### SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATORS HINES, BAJOE AND HEITMEIER AND REPRESENTATIVES SALTER, DORSEY AND ALARIO

##### A CONCURRENT RESOLUTION

To approve The Road Home Housing Programs Action Plan Amendment for Disaster Recovery Funds and certain other administrative, planning, and technical assistance costs proposed by the Louisiana Recovery Authority and approved by the governor, the Joint Legislative Committee on the Budget, the House Committee on Appropriations, and the Senate Committee on Finance; and to provide for other matters pertaining thereto.

Read by title.

### Motion

Rep. DeWitt moved that Senate Concurrent Resolution No. 63 be designated as a duplicate of House Concurrent Resolution No. 155.

Which motion was agreed to.

### Suspension of the Rules

On motion of Rep. DeWitt, and under a suspension of the rules, the above resolution was referred to the Legislative Bureau.

### Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

#### SENATE BILL NO. 49—

BY SENATOR MARIONNEAUX

##### AN ACT

To enact Code of Civil Procedure Article 2168, relative to courts, appellate procedure and opinions; to provide that opinions of the supreme court and courts of appeal shall be published; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

#### SENATE BILL NO. 196—

BY SENATOR MCPHERSON

##### AN ACT

To amend and reenact R.S. 3:3414, relative to the Agricultural Commodity Dealer and Warehouse Law; to require warehousemen to provide quarterly statements to producers contracting for storage of grain; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

#### SENATE BILL NO. 473—

BY SENATOR KOSTELKA

##### AN ACT

To amend and reenact Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature; relative to expropriation; to extend the quick-take authority of certain municipalities for certain purposes for three years; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

#### SENATE BILL NO. 744 (Substitute of Senate Bill No. 24 by Senator Nevers)—

BY SENATOR NEVERS

##### AN ACT

To amend and reenact R.S. 23:1552 (B)(6) and (7), relative to unemployment compensation; to provide with respect to contributions; to provide for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency; to provide for deferment of payments; to provide for the waiver of penalty and interest; to provide for extended payment terms; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

#### SENATE BILL NO. 745 (Substitute of Senate Bill No. 516 by Senator Nevers)—

BY SENATOR NEVERS

##### AN ACT

To amend and reenact R.S. 23:1195(A)(5), relative to group self-insurance funds for workers' compensation; to provide with respect to authorization, trade or professional association and initial financial requirements; to provide for the location of arrangements to pool liabilities to employees on account of personal injury and occupational disease arising out of or incurred during the course and scope of the employment relationship; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

### House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

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### **HOUSE CONCURRENT RESOLUTION NO. 69—**

BY REPRESENTATIVES BURRELL AND GALLOT

#### **A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to study and make recommendations relative to organizing and improving the procedures for the sale of tax adjudicated properties and to recommend procedures that will insure merchantable title of tax adjudicated properties.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

#### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 69 by Representative Burrell

#### AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

#### AMENDMENT NO. 2

On page 2, line 5, change "direct" to "urge and request"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and passed to its third reading.

### **HOUSE CONCURRENT RESOLUTION NO. 72—**

BY REPRESENTATIVE MCVEA

#### **A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals and the Department of Public Safety and Corrections to jointly study the feasibility of permitting eligible prisoners currently in the custody of the Department of Public Safety and Corrections to seek the status of medically paroled in order to be transferred to the Villa Feliciana Medical Complex and report its findings to the legislature prior to February 1, 2007.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the resolution was ordered engrossed and passed to its third reading.

### **HOUSE CONCURRENT RESOLUTION NO. 77—**

BY REPRESENTATIVES FANNIN, ALEXANDER, BADON, BARROW, CRANE, CROWE, DOWNS, GREENE, HONEY, M. POWELL, T. POWELL, TRAHAN, WALKER, AND WALSWORTH

#### **A CONCURRENT RESOLUTION**

To urge and request the High School Redesign Commission to consider and include in its recommendations the role and importance of vocational education programs in preparing high school students to pursue postsecondary education, industry-based training or certification, an apprenticeship, the military, or immediate entrance into a career field.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the resolution was ordered engrossed and passed to its third reading.

### **Senate Concurrent Resolutions Reported by Committee**

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

### **SENATE CONCURRENT RESOLUTION NO. 32—**

BY SENATOR NEVERS

#### **A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals to study and report on the state's preparations for and readiness to handle a pandemic of avian influenza.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the resolution was ordered passed to its third reading.

### **House Bills and Joint Resolutions on Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

### **HOUSE BILL NO. 7—**

BY REPRESENTATIVE MCDONALD

#### **AN ACT**

To enact R.S. 26:583(D), relative to the merger of one area with another area as to the legal sales characteristic of the annexed area regarding alcohol sales; to exempt Ward Two from taking on the sales characteristic of Bastrop, Morehouse Parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 16—**

BY REPRESENTATIVE ANSARDI

#### **AN ACT**

To amend and reenact R.S. 39:1311(B), relative to budgetary procedures for political subdivisions; to provide for the applicability of certain requirements for written notification in the budgetary process; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 21—**

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 15:556(2), relative to the Louisiana Sexual Assault Task Force; to provide relative to the reporting deadlines of the task force; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 24—**

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 26:81(C)(1) and (D) and 281(C)(1)(a) and (2), (D), and (F), relative to the limitations on the location of a business with an alcoholic beverage permit; to require the restrictions prohibiting an establishment within a specified distance of any correctional facility housing inmates, including a halfway house; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 24 by Representative Hunter

**AMENDMENT NO. 1**

On page 2, line 2, after "care" and before "to" delete "center" and insert in lieu thereof "center, or correctional facility housing inmates, including but not limited to a halfway house"

**AMENDMENT NO. 2**

On page 2, line 17, after "playground" and before "of" delete "or" and insert a comma ","

**AMENDMENT NO. 3**

On page 2, line 19, after "17:405(A)(4) and before the period "." insert a comma "," and add "or correctional facility housing inmates, including but not limited to a halfway house"

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 38—**

BY REPRESENTATIVE R. CARTER

AN ACT

To enact R.S. 33:423.17, relative to the city of Amite City; to authorize the chief of police of that city to take certain personnel actions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent calendar.

**HOUSE BILL NO. 39—**

BY REPRESENTATIVE R. CARTER

AN ACT

To enact R.S. 33:2721.15, relative to the parish of St. Helena; to authorize the governing authority of the parish to levy and collect an additional sales and use tax; to provide for the purpose of the tax; to provide for voter approval; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the local and consent.

**HOUSE BILL NO. 54—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 54 by Representative Townsend

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 44:9(B)(2) and (C)(2) and to"

**AMENDMENT NO. 2**

On page 1, line 3, after "records;" delete the remainder of the line

**AMENDMENT NO. 3**

On page 1, delete line 4 in its entirety

**AMENDMENT NO. 4**

On page 1, line 5, delete "contradictory hearing;" and insert "to provide a procedure for the destruction of certain expunged arrest records;"

**AMENDMENT NO. 5**

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On page 1, line 9 after "Section 1. R.S." delete the remainder of the line

### AMENDMENT NO. 6

On page 1, delete lines 14 through 20 in their entirety

### AMENDMENT NO. 7

On page 2, delete lines 1 through 29 in their entirety

### AMENDMENT NO. 8

On page 3, delete lines 1 through 16 in their entirety and insert in lieu thereof the following:

"I.(1) Any person who has obtained from the appropriate district court an order expunging an arrest may, with the consent of the district attorney, petition the same court alleging actual innocence for an order to destroy the records previously expunged.

(2) Such petition must be served on the arresting agency and the custodian of such records at least fifteen days in advance of any consideration by the court.

(3) No such petition may be entertained by the court without the express written consent of the district attorney. Such consent may be withdrawn at any time prior to consideration by the court.

(4) Upon consideration of the petition to destroy records properly authorized by the district attorney, the court shall order all agencies and law enforcement offices having any record of the arrest, whether on microfilm, computer card or tape, or on any other photographic, electronic or mechanical method of storing data, to destroy any record of arrest, photograph, fingerprint, or any other information of any and all kinds or descriptions.

(5) Any such order may include a requirement that the custodian of records file a sworn affidavit attesting that the records have been destroyed and that no notations or references have been retained in the agency's central repository which will or might lead to the inference that any record ever was on file with any agency or law enforcement office. The original of this affidavit shall be kept by the court so ordering same, and a copy shall be retained by the affiant agency which said copy shall not be a public record and shall not be open for public inspection but rather shall be kept under lock and key and maintained only for internal recordkeeping purposes to preserve the integrity of said agency's files and shall not be used for any investigative purpose."

On motion of Rep. Martiny, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

### **HOUSE BILL NO. 92—**

BY REPRESENTATIVE DANIEL

#### **AN ACT**

To amend and reenact R.S. 13:992.1(B)(1)(a) and (2)(a) and (b), relative to the Nineteenth Judicial District Court judicial building; to provide for an increase in fees of authorized cost per recordation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 92 by Representative Daniel

### AMENDMENT NO. 1

On page 1, line 2, after "(2)(a)" and before the comma "," insert "and (b)"

### AMENDMENT NO. 2

On page 1, line 6, after "(2)(a)" and before "are" insert "and (b)"

### AMENDMENT NO. 3

On page 1, line 14, change "twenty-five" to "thirty"

### AMENDMENT NO. 4

On page 1, line 19, change "fifty" to "thirty"

### AMENDMENT NO. 5

On page 1, between lines 19 and 20, insert the following:

"(b) Civil filings                      Up to ~~one~~ three hundred dollars per civil filing"

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 98—**

BY REPRESENTATIVE TOWNSEND

#### **AN ACT**

To enact R.S. 26:71.1(3)(c) and 271.2(3)(c), relative to alcoholic beverage permits; to require the granting of a Class A-Special permit to sell alcohol to the convention center located in the city of Natchitoches; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 126—**

BY REPRESENTATIVES TOOMY AND MARTINY AND SENATORS JONES AND LENTINI

#### **AN ACT**

To enact R.S. 13:48, relative to the salary of judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for an increase in the salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 207—**

BY REPRESENTATIVE JOHNS

AN ACT

To enact R.S. 51:1156(D), relative to the town of Vinton; to provide relative to a corporation known as the Industrial Development Board of the Town of Vinton, Inc.; to provide relative to the board of directors of the corporation; to provide relative to the membership of such board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 234—**

BY REPRESENTATIVE RICHMOND

AN ACT

To enact R.S. 17:436.2, relative to school board policies; to require city, parish, and other local public school boards to adopt policies prohibiting teachers from making a recommendation that a student be administered a psychotropic drug and from taking certain actions relative thereto and from suggesting any mental health diagnosis for a student; to provide relative to the authority of certain school board employees to recommend that students be evaluated; to provide relative to the authority of school employees to discuss student behavior and academic progress; to provide definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 234 by Representative Richmond

**AMENDMENT NO. 1**

On page 2, line 4, after "the" and before "basis" insert "sole"

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 297—**

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 26:81(E) and 281(F), relative to alcoholic beverage permits of high and low alcoholic content; to provide for an exception to the prohibition that restricts the permitting of an establishment within certain distances from a church or synagogue; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Toomy, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 331—**

BY REPRESENTATIVE FRITH

AN ACT

To amend and reenact R.S. 18:402(F), relative to the dates for bond, tax, and other elections at which a proposition or question is to be submitted to the voters; to limit the dates for a bond, tax, or certain other elections to dates on which there is a regularly scheduled statewide election; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 350—**

BY REPRESENTATIVE M. POWELL

AN ACT

To amend and reenact R.S. 13:1565(D) and to enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to require the clerk of court for the First Judicial District Court to be ex officio clerk of court for the Juvenile Court of Caddo Parish; to provide for expenses and salaries for the operation of the clerk of court for the Juvenile Court of Caddo Parish; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 350 by Representative M. Powell

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 13:1565(D) and to"

**AMENDMENT NO. 2**

On page 1, line 4, after "Parish;" and before "and" insert "to provide for expenses and salaries for the operation of the clerk of court for the Juvenile Court of Caddo Parish;"

**AMENDMENT NO. 3**

On page 1, line 6, after "Section 1." and before "R.S. 13:1565.1" insert "R.S. 13:1565(D) is hereby amended and reenacted and"

**AMENDMENT NO. 4**

On page 1, between lines 6 and 7, insert the following:

"§1565. Juvenile Court for Caddo Parish; continuous session; quarters; conduct of business; expenses

\* \* \*

D. All sessions of the juvenile court shall be held separate and apart from the First Judicial District Court in quarters to be provided by the governing authority of Caddo Parish. ~~The~~ Except as provided

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in R.S. 13:1565.1(B), the governing authority of Caddo Parish shall make all necessary provisions for the proper conduct of the business of said juvenile court and provide all necessary expenses in connection with the operation of same, said expenses to include stenographer's hire and all necessary and legitimate expenses incurred by the probation officers in the discharge of their official duties. The quarters furnished by the governing authority for the said court shall include an office for each of the judges of said court furnished as the duties of the said judges may require."

### AMENDMENT NO. 5

On page 1, at the beginning of line 8, before "The" insert "A."

### AMENDMENT NO. 6

On page 1, after line 9, add the following:

"B. Notwithstanding any provision of law to the contrary, the governing authority of Caddo Parish shall be responsible for reasonable and necessary expenses of the operation of the office of the clerk of court for the Juvenile Court of Caddo Parish, except for expenses directly related to employees. The clerk of the First Judicial District Court shall be responsible for the cost of employees for the office of the clerk of the Juvenile Court of Caddo Parish, including but not limited to salaries, benefits, retirement, travel, and training. Nothing contained in this Subsection shall preclude the governing authority of Caddo Parish and the clerk of the First Judicial District Court from entering into an intergovernmental agreement to provide for the funding of any of the expenses related to employees as enumerated in this Subsection.

Section 2. This Act shall become effective on July 1, 2008."

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 351—**

BY REPRESENTATIVE M. POWELL  
AN ACT

To enact R.S. 13:1565.1, relative to the Juvenile Court for Caddo Parish; to establish a judicial expense fund for the court; to provide for deposit out of existing fees; to provide for uses of the separate account; to provide for limitations; to provide for an annual audit; to provide for prohibitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 351 by Representative M. Powell

### AMENDMENT NO. 1

On page 1, line 4, after "account;" and before "to" insert "to provide for limitations;"

### AMENDMENT NO. 2

On page 1, line 15, change "Juvenile" to "Judicial"

### AMENDMENT NO. 3

On page 1, at the end of line 20, after "inspection." insert "Notwithstanding anything contained herein to the contrary, the Judicial Expense Fund created in this Section shall not exceed, on a per judge basis, the Judicial Expense Fund for the First Judicial District Court authorized by R.S. 13:996.16."

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 424—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 27:319(B)(2)(e), relative to allowing underage persons to play video draw poker devices; to provide for penalties when the person playing the video draw poker devices is a confidential informant for the division; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 461—**

BY REPRESENTATIVE HEBERT  
A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to change the date that regular sessions of the legislature convene; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 461 by Representative Hebert

### AMENDMENT NO. 1

On page 2, between lines 20 and 21, insert the following:

"Section 2. Be it further resolved that the proposed amendments to Article III, Sections 2(A)(3)(a) and (4)(a), if approved by the electors of the state at the statewide election to be held on September 30, 2006, shall become effective on July 1, 2007."

### AMENDMENT NO. 2

On page 2, line 21, change "Section 2." to "Section 3."

### AMENDMENT NO. 3



On page 2, line 24, change "Section 3." to "Section 4."

#### AMENDMENT NO. 4

On page 3, line 2, after "February." and before "(Amends" insert "(Effective July 1, 2007)"

On motion of Rep. Lancaster, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

#### **HOUSE BILL NO. 466—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 33:2740.64, relative to the city of Franklin; to recognize the Franklin Downtown Development District of the city of Franklin as a downtown development district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 470—**

BY REPRESENTATIVE DOERGE  
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(35), relative to Webster Parish; to increase the maximum rate of hotel occupancy tax authorized to be levied by the Webster Parish Convention and Visitors Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 474—**

BY REPRESENTATIVE ERDEY  
AN ACT

To enact R.S. 33:423.17, relative to the town of Livingston; to authorize the chief of police of that town to take certain personnel actions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 479—**

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 22:1410(A)(1) and 2092.2(17)(b)(vi) and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1, relative to title insurance; to provide for contents of title opinions; to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

#### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 479 by Representative Farrar

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:" insert "1410(A)(1) and"

#### AMENDMENT NO. 2

On page 1, line 2, after "(vi)" insert "and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1"

#### AMENDMENT NO. 3

On page 1, line 3, after "opinions;" insert "to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates;"

#### AMENDMENT NO. 4

On page 1, line 5, after "R.S. 22:" insert "1410(A)(1) and" and after "(vi)" change "is" to "are"

#### AMENDMENT NO. 5

On page 1, line 5, after "reenacted" and before "to" insert "and R.S. 22:1409(G)(2)(e) and 2092.5.1 are hereby enacted"

#### AMENDMENT NO. 6

On page 1, between lines 6 and 7 insert the following:

"§1409. Other rating organizations

\* \* \*

G.(1)

\* \* \*

(2) The following associations shall be authorized to make filings, including rate filings, for their members:

\* \* \*

(e) The Louisiana Title Insurance Statistical Services Organization.

\* \* \*

§1410. Deviations

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A. Every member of or subscriber to the Property Insurance Association of Louisiana or other rating organization shall adhere to the rates and filings made on its behalf by such organization, except that:

\* \* \*

(1) In case of fire, title, marine, and inland marine insurance to which this Part applies, any insurer may make written application to the commission for permission to file a deviation from the class rates, schedules, rating plans or rules respecting any kind of insurance, or class of risk within a kind of insurance or combination thereof. Such application shall specify the basis for the modification, and copy thereof shall also be sent simultaneously to such rating organization concerned.

\* \* \*

### AMENDMENT NO. 7

On page 2, after line 17, insert the following:

"§2092.5.1. Title insurer; establishment of rates

A title insurer who adopts a rating organization's rate filing made and approved pursuant to R.S. 22:1409 or files a deviation to such filing which is approved pursuant to R.S. 22:1410 shall not have its rates deemed to be excessive, inadequate, or unfairly discriminatory. Notwithstanding any provision to the contrary, title insurers and title insurance rating organizations shall not be required to file with the commissioner of insurance, the Louisiana Insurance Rating Commission, or any other entity, for statistical reporting associated with a statistical plan."

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 492—**

BY REPRESENTATIVE HAMMETT  
AN ACT

To enact R.S. 33:3887.2, relative to Concordia Parish; to provide relative to the governing board of the Concordia Parish Sewerage District No. 1; to increase the maximum per diem authorized to be paid to members of such board for attending board meetings; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 529—**

BY REPRESENTATIVE WALKER  
AN ACT

To enact Part X of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3081, relative to Avoyelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 550—**

BY REPRESENTATIVE BOWLER  
AN ACT

To amend and reenact R.S. 22:732.2(3)(b), relative to insolvency of an insurer; to revise the definition of insolvency for purposes of provisions of the Insurance Code relating to rehabilitation, liquidation, conservation, dissolution, and administrative supervision of an insurer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

On motion of Rep. Karen Carter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 558—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To enact R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 558 by Representative Richmond

#### AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert "R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters."

#### AMENDMENT NO. 2

On page 1, between lines 6 and 7 insert the following

"Section 1. The legislature hereby finds that the provisions of Act No. 403 of the 2001 Regular Session of the Legislature provided for more lenient penalty provisions for certain enumerated crimes and that these penalty provisions were to be applied prospectively. Those penalties changed for the production, manufacturing, distribution, or dispensing or possessing with intent to produce, manufacture, distribute from life imprisonment to imprisonment for not less than five nor more than fifty years at hard labor, at least five

years of which shall be served without benefit of probation or suspension of sentence. There are many individuals who were convicted of these offenses who have been incarcerated for periods greater than the minimum mandatory sentences which are in current law and are not eligible for parole consideration. While balancing the needs of the criminal justice system with changes which have been made to the penalty provisions now in effect, the legislature finds that it is in the interest of fairness that such individuals who have been incarcerated for many years for crimes involving heroin should be entitled to be considered for parole.

Section 2. R.S. 15:574.4(A)(4) is hereby enacted to read as follows:

§574.4. Parole; eligibility; consideration and hearings; decisions of board; nature, order, and conditions; rules of conduct; offenders convicted of crimes of violence; infectious disease testing

A.

\* \* \*

(4) Notwithstanding the provisions of Paragraph (A)(1) or (3) or any other provision of law to the contrary, unless eligible for parole at an earlier date, a person committed to the Department of Public Safety and Corrections serving a life sentence for the production, manufacturing, distribution, or dispensing or possessing with intent to produce, manufacture, or distribute heroin shall be eligible for parole consideration upon serving at least twenty years of imprisonment in actual custody.

\* \* \*

#### AMENDMENT NO. 3

On page 1, line 7, change "Section 1." to "Section 3."

#### AMENDMENT NO. 4

On page 1, delete lines 11 through 20 in their entirety and insert in lieu thereof the following:

"H. Notwithstanding any other provision of law to the contrary, unless eligible for parole at an earlier date, a person committed to the Department of Public Safety and Corrections serving a life sentence for the production, manufacturing, distribution, or dispensing or possessing with intent to produce, manufacture, or distribute heroin shall be eligible for parole consideration upon serving at least twenty years of imprisonment in actual custody."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 606—**

BY REPRESENTATIVES LAMBERT, BRUNEAU, AND LANCASTER  
AN ACT

To amend and reenact R.S. 43:31.1 and to enact R.S. 43:30, relative to printing of documents for and by entities of state government; to provide for the review of and recommendations regarding the scope and number of documents printed by or at the direction of state agencies; to provide for certain duties of the commissioner of administration relative to such review; to provide for certain determinations and reports by the commissioner of administration; to require certain documents to be sent to the commissioner of administration; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

#### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 606 by Representative Lambert

#### AMENDMENT NO. 1

On page 1, at the beginning line 14, delete "branch."

#### AMENDMENT NO. 2

On page 2, line 13, delete "branch."

#### AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"E. The provisions of this Section shall not apply to colleges, universities, or any other higher education institutions."

#### AMENDMENT NO. 4

On page 3, line 3, after "Section" and before "shall be" insert "by any department, agency, official, employee, or other entity of the executive branch of state government"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 625—**

BY REPRESENTATIVE JOHN SMITH  
AN ACT

To enact R.S. 33:4574.15 and to repeal Act No. 20 of the 1975 Regular Session of the Legislature of Louisiana, relative to tourism in western Louisiana; to change the name of the West Louisiana Tourist Development Region to Five Parishes West; to change the composition of the region; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 633—**

BY REPRESENTATIVE TOWNSEND  
AN ACT

To enact R.S. 26:80(H) and 280(H), relative to the Alcoholic Beverage Control Law; to require the submission of fingerprints for a criminal history record check by either the office of state police or the Federal Bureau of Investigation to determine suitability for an alcoholic beverage permit; and to provide for related matters.

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Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 633 by Representative Townsend

#### AMENDMENT NO. 1

On page 1, at the end of line 5, delete "to"

#### AMENDMENT NO. 2

On page 1, line 2, after "280(H)" delete "and to repeal R.S. 26:90(10) and 286(A)(10)"

#### AMENDMENT NO. 3

On page 1, delete lines 6 and 7

#### AMENDMENT NO. 4

On page 1, line 8, delete "distinct from the area dispensing alcohol;"

#### AMENDMENT NO. 5

On page 3, delete line 17 in its entirety

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 675—**

BY REPRESENTATIVE MCVEA

#### **AN ACT**

To enact R.S. 42:1119(B)(2)(a)(v), relative to nepotism; to allow certain immediate family members of school board members and of superintendents to be promoted to administrative positions in parishes with a population of twenty thousand or less; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 675 by Representative McVea

#### AMENDMENT NO. 1

On page 1, line 4, after "positions" delete the semicolon ";," and insert the following:

"in parishes with a population of twenty thousand or less;"

#### AMENDMENT NO. 2

On page 1, line 14, after "(v)" delete "Any" and insert the following:

"In a parish with a population of twenty thousand or less, an"

#### AMENDMENT NO. 3

On page 1, line 19, after "position" insert "pursuant to this Item"

#### AMENDMENT NO. 4

On page 2, at the end of line 4, after "employee." insert the following:

"For purposes of this Item, the term "certifications" shall not include any temporary or provisional certification or certifications."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 744—**

BY REPRESENTATIVE BRUNEAU AND SENATOR MURRAY

#### **AN ACT**

To amend and reenact Section 1 of Act No. 130 of the 1896 Regular Session of the Legislature, and Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, and R.S. 36:209(O) and to enact R.S. 36:802.21, relative to New Orleans City Park; to provide for the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of commissioners and the powers, duties, functions, and responsibilities of the Department of Culture, Recreation and Tourism and its officers and offices with respect to the park and the association and its board of commissioners; to provide that the association and its board shall be policymaking agencies; to provide for certain other powers of the board; to provide relative to employees, their appointing authority, civil service status, and certain benefits; to provide relative to contracts with a nonprofit or not-for-profit firm, corporation, or entity and the authority therefor; to provide relative to funds and funding and related procedures; to provide that the secretary of the Department of Culture, Recreation and Tourism shall be a member of the board; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 744 by Representative Bruneau

#### AMENDMENT NO. 1

On page 1, line 3, after "Legislature" and before "and" insert a comma "," and insert "Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature,"

#### AMENDMENT NO. 2

On page 1, line 10, after "board;" and before "to provide" insert "to provide relative to employees, their appointing authority, civil service status, and certain benefits; to provide relative to contracts with a nonprofit or not-for-profit firm, corporation, or entity and the authority therefor; to provide relative to funds and funding and related procedures;"

#### AMENDMENT NO. 3

On page 2, between lines 6 and 7, insert the following:

"Section 2. Sections 1 through 8 of Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, are hereby amended and reenacted to read as follows:

Section 1. A.(1) The New Orleans City Park Improvement Association, through its board of commissioners, is hereby vested with authority to and may contract with any nonprofit or not-for-profit firm, corporation, or entity, as more specifically provided in Section 2 of this Act, for the operation, care, control, and management of the park and its facilities or to contract with any such entity for any of such purposes for any or all of such facilities.

(2) The authority granted by this Section shall include but shall not be limited to the authority to contract for:

(a) The recruiting, hiring, and employing by the contractor of such kinds and numbers of non-managerial employees to be managed, supervised, directed, and/or scheduled by the board or its designee as the board or its designee may direct from time to time.

(b) The procurement by the contractor for the park or the board of such goods and/or services as the board or its designee may direct from time to time.

(3)(a) Any firm, corporation, or entity with which the board contracts as authorized by this Section shall be deemed to be a private entity and shall not be deemed to be an agent or agency of the state for purposes of provisions of law relative to procurement of goods and services, leases of facilities, or subcontracts to manage facilities or services, including but not limited to the Louisiana Procurement Code (R.S. 39:1551 et seq.); Chapter 16 of Title 39 of the Louisiana Revised Statutes of 1950, relative to procurement of professional, personal, consulting, and social services; Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, relative to public contracts; and Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950, relative to leases of public lands. Any such firm, corporation, or entity with which the board so contracts may be named as an additional insured on all general liability, property, automobile, employment practices liability, and workers' compensation insurance plans that insure the New Orleans City Park Improvement Association, including participation in the state risk management program.

(b) Notwithstanding any provision of this Section or of any other law to the contrary, no contract to manage services or facilities related to golf or tennis shall be entered into by the board or by any entity contracting with the board unless the contractor with whom the board or such entity contracts has been selected pursuant to a request for proposals designed to promote competition, and the proposals have been evaluated by a multimember selection committee.

B. The board is prohibited from entering into any contract under the provisions of this Act which is for a purpose not in conformity with the master plan for New Orleans City Park required by the provisions of Act No. 865 of the 1982 Regular Session of the Legislature or which is otherwise not in conformity with such master plan.

C. Any agreement that the board may enter into in accordance with this Act may be a contract, lease, or combination contract and lease.

D. The board shall in its sole discretion determine the terms, conditions, and duration of any contract or lease entered into under the provisions of this Act. Any contract or lease entered into by the board under the provisions of this Act shall contain a provision in such contract or lease that the contract or lease may be terminated by the board, with or without just cause, upon written notification to all parties in the contract or lease, which notification shall be given not less than ninety days prior to the termination.

Section 2. Only a firm, corporation, or entity that is organized under the laws of the state of Louisiana shall be eligible to contract with the board under the provisions of this Act, and only a firm, corporation, or entity that is organized as a nonprofit or not-for-profit firm, corporation, or entity and which has as its primary purpose the betterment and improvement of New Orleans City Park ~~and has at least five hundred members~~ shall be eligible to contract with the board under the provisions of this Act.

Section 3. This Act shall be construed to grant the board the authority to contract in a cooperative endeavor for the operation, care, control, and management of the park and its facilities, including any or all facilities located in the park on the effective date of this Act and any future facilities located in the park. This authority shall extend to all lands and property for which management and control has been vested in the New Orleans City Park Improvement Association.

Section 4. The board shall have the right to assign any existing contracts that it may have on the effective date of this Act to any contracting party under the provisions of this Act. Contracts regarding Tad Gormley Stadium, the Pan-American Stadium, or any other stadium constructed in the future, if assigned, shall be assigned under the same terms and conditions existing on June 1, 1989.

Section 5. The board shall have full authority to delegate to the nonprofit entity its ability or authority to collect any rents, charges, admissions, or fares it may be empowered to collect.

Section 6. Any contractor shall have the full authority to hire its own employees to provide services under a contract authorized by this Act, including but not limited to any services formerly provided by the employees of the New Orleans City Park Improvement Association or its board.

Section 7. Any contract entered into under the provisions of this Act shall be deemed to be a cooperative endeavor under the provisions of Article VII, Section 14(C) of the Constitution of Louisiana.

Section 8. Nothing in this Act No. 569 of the 1989 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature and Section 2 of the Act which originated as House Bill No. 744 of the 2006 Regular Session of the Legislature, shall be construed to affect or diminish, in any manner whatsoever, the rights, powers, and authority otherwise granted by law to the New Orleans City Park Improvement Association and its board of commissioners to manage and control New Orleans City Park, and the authority granted to the New Orleans City Park Improvement Association and its board by this Act shall be in addition to any rights, powers, and authority otherwise granted to the association or the board by law. The provisions of this Act shall be subject to the provisions of R.S. 36:802.21 relative to the transfer of the New Orleans City Park Improvement Association and its board of commissioners to the Department of Culture, Recreation and Tourism."

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### AMENDMENT NO. 4

On page 2, at the beginning of line 7, change "Section 2." to "Section 3."

### AMENDMENT NO. 5

On page 3, between lines 5 and 6, insert:

"(2) Continue to establish fees, rents, charges, admissions, or fares as otherwise authorized by law, except as otherwise provided in any contract for the operation, care, control, or management of the park or any of its facilities as otherwise authorized by law."

### AMENDMENT NO. 6

On page 3, at the beginning of line 6, change "(2)" to "(3)"

### AMENDMENT NO. 7

On page 3, between lines 7 and 8, insert:

"C.(1) The provisions of this Section shall not affect the appointing authority of the New Orleans City Park Improvement Association, its board of commissioners, or its general manager as otherwise provided by or pursuant to law. The provisions of this Section shall not affect the provisions of Section 6 of Act No. 865 of the 1982 Regular Session of the Legislature.

(2) The provisions of this Section shall not affect the provisions of R.S. 11:413(14) which shall remain in effect. The provisions of this Section shall not affect Modification No. 91 of the Louisiana State Social Security Agreement approved on December 28, 1956 and ratified on January 8, 1957, relative to social security coverage of employees of the New Orleans City Park Improvement Association which is specifically recognized and shall remain in effect."

### AMENDMENT NO. 8

On page 3, at the beginning of line 8, change "C." to "D."

### AMENDMENT NO. 9

On page 3, at the beginning of line 10, change "D." to "E."

### AMENDMENT NO. 10

On page 3, line 12, after "commissioners" delete the remainder of the line and delete lines 13 through 15, and insert in lieu thereof "shall be expended for the benefit of New Orleans City Park in accordance with policies and the master plan adopted by the board."

### AMENDMENT NO. 11

On page 3, at the end of line 15, add: "Subsection 4(B) of Act No. 865 of the 1982 Regular Session of the Legislature, as amended by Act No. 13 of the 1998 First Extraordinary Session of the Legislature, providing for the use of self-generated funds of the park for park development, maintenance, operation, and other park expenses, is specifically recognized and shall remain in effect."

### AMENDMENT NO. 12

On page 3, at the beginning of line 16, change "Section 3." to "Section 4."

On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 764—**

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 25:215(B)(16), relative to the Vermilion Parish Library; to transfer the administration of and accounting functions for funds of the library from the Vermilion Parish Police Jury to the Vermilion Parish Library Board of Control; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 780—**

BY REPRESENTATIVE MCDONALD

AN ACT

To amend and reenact R.S. 17:3092(11) and (12) and to enact R.S. 17:3092(13) and (14) and 3095(H), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide for definitions; to provide relative to education savings accounts including the investment of checks and electronic funds transfers and the deposit of any increase in the value of such accounts under certain circumstances; to provide for the use of certain monies; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 853—**

BY REPRESENTATIVE LAFONTA

AN ACT

To enact R.S. 49:200.2, relative to state government; to prohibit discrimination and harassment in the provision of services or benefits by state governmental entities; to prohibit discrimination and harassment in state employment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 853 by Representative LaFonta

### AMENDMENT NO. 1

On page 2, between lines 3 and 4, insert the following:

"D. For purposes of this Section, "sexual orientation" shall be defined as heterosexuality, homosexuality, or bisexuality.

E. Nothing in this Section shall be construed to prohibit any state agency, department, office, commission, or entity from establishing appropriate attire and grooming requirements for its employees on duty.

F. Nothing in this Section shall be construed to apply to any parish or municipal governing body."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

# **HOUSE BILL NO. 915—**

BY REPRESENTATIVES HONEY AND GLOVER  
AN ACT

To enact R.S. 33:2581.1, relative to the classified fire service; to provide that the development of certain loss of hearing while employed in the classified fire service is an occupational disease; to provide for benefits to an affected employee; to create a rebuttable presumption that the hearing loss developed during employment under certain circumstances; to require certain persons appointed to the classified fire service to submit to certain examinations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to House Bill No. 69 by Representative Burrell

### AMENDMENT NO. 1

On page 1, at the beginning of line 5, after "a" and before "presumption" replace "prima facie" with "rebuttable"

### AMENDMENT NO. 2

On page 1, line 6, after "circumstances;" and before "and" insert "to require certain persons appointed to the classified fire service to submit to certain examinations;"

### AMENDMENT NO. 3

On page 1, at the beginning of line 11, before "Any" insert "A."

### AMENDMENT NO. 4

On page 1, at the end of line 18, after "presumed" delete the comma ", " and delete "prima" and at the beginning of line 19, delete "facie."

### AMENDMENT NO. 5

On page 1, line 19, after "presumed" delete the comma ", " and delete "prima facie."

### AMENDMENT NO. 6

On page 2, at the end of line 2, after "service." insert "This presumption shall be rebuttable by evidence meeting judicial

standards and shall be extended to an employee following termination of service for a period of twenty-four months."

### AMENDMENT NO. 7

On page 2, between lines 2 and 3, insert the following:

"B. Each person selected for appointment to an entry level position in the classified fire service on July 1, 2006, or thereafter shall submit to a baseline audiology examination. The appointing authority shall develop and implement policies and procedures for the administration of such examination. Such examination shall take place not later than one year after the selection of such person for such appointment."

On motion of Rep. Baylor, the amendments were adopted.

On motion of Rep. Baylor, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

# **HOUSE BILL NO. 941—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 44:205.2, relative to the register of conveyances in Orleans Parish; to require certification of certain monies paid prior to recordation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 941 by Representative Arnold

### AMENDMENT NO. 1

On page 1, between lines 4 and 5, insert the following:

"Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana."

### AMENDMENT NO. 2

On page 1, line 9, after "the" and before "city" insert "finance department of the"

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

# **HOUSE BILL NO. 1063—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), to provide with respect to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish; to provide for an effective date; and to provide for related matters.

Read by title.

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Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1098—

BY REPRESENTATIVES LAFLEUR AND CAZAYOUX  
AN ACT

To amend and reenact R.S. 32:665, relative to tests for suspected impaired driving; to provide relative to the furnishing of information to a person tested for the alcoholic content of his blood and the presence of any abused or controlled dangerous substance; to provide for limitations with regard to the information which must be made available; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1098 by Representative LaFleur

#### AMENDMENT NO. 1

On page 1, delete line 14 in its entirety and insert in lieu thereof the following:

"(1) Information as to whether the test administered analyzed the blood, breath, or other bodily substance of the person."

#### AMENDMENT NO. 2

On page 2, line 4, after "receive" and before "manuals," insert "any material not in the actual possession of the state, including but not limited to"

#### AMENDMENT NO. 3

On page 2, line 6, after "person" insert a period "." and delete the remainder of the line

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1115—

BY REPRESENTATIVE MORRELL  
AN ACT

To amend and reenact R.S. 36:912(A), to enact R.S. 36:686(F), and to repeal R.S. 36:686(C)(1), relative to the Insurance Rating Commission; to abolish the commission and transfer its powers, duties, functions, and responsibilities to the commissioner of insurance; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

### HOUSE BILL NO. 1375 (Substitute for House Bill No. 1115 by Representative Morrell)—

BY REPRESENTATIVES MORRELL, MORRISH, AND TUCKER  
AN ACT

To amend and reenact R.S. 22:15(C)(19), 1382(A)(3)(a)(iv), 1401, 1402, 1404, 1404.1, 1404.2, 1405(B)(2)(b), 1407, 1408, 1411, 1416, 1417(B)(introductory paragraph) and (1), 1422, 1430.5, 1430.11(D), 1430.14, 1441.7(C), 1441.10, 1441.21(D), and 1459(A) and R.S. 44:4(5)(a); to enact R.S. 22:1402.1, 1402.2, and 1402.3; and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7), 1401.1, 1405(B)(2)(c), 1406, 1410(B), 1417(B)(2), 1418, and 1450.3, and R.S. 36:686(C)(1), relative to insurance rating; to abolish the Louisiana Insurance Rating Commission and to transfer its powers, duties, and functions and those of the office of property and casualty of the Department of Insurance to the commissioner of insurance; to provide for a file and use system for insurance rating; to provide for definitions; to provide relative to competitive and noncompetitive markets; to provide for rating standards and methods; to provide for the membership of the board of directors of the Property Insurance Association of Louisiana, the governing committee of the Louisiana Automobile Insurance Plan, and the Louisiana Property and Casualty Insurance Commission; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 1375 by Rep. Morrell, on behalf of the Committee on Insurance, as a substitute for House Bill No. 1115 by Rep. Morrell.

Under the rules, lies over in the same order of business.

### HOUSE BILL NO. 1168—

BY REPRESENTATIVE JACK SMITH  
AN ACT

To enact R.S. 33:2002(A)(3) and 2218.2(A)(3), relative to certain firemen and law enforcement officers; to authorize enhancement of the first-year salary of certain firemen and law enforcement officers; to require written disclosure of the temporary nature of such enhancement; to provide relative to reducing the salary of any fireman or law enforcement officer after a year; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1176—

BY REPRESENTATIVE T. POWELL  
AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Read by title.



Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

# **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1176 by Representative T. Powell

## **AMENDMENT NO. 1**

On page 1, line 14, after "his" and before "campaign" delete "or her"

## **AMENDMENT NO. 2**

On page 1, at the end of line 19, delete "January 1," and at the beginning of line 20, delete "2006," and insert "the effective date of this Subsection"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1184—**

BY REPRESENTATIVES M. POWELL, DOWNS, T. POWELL, TRAHAN, AND WALKER

### **AN ACT**

To amend and reenact R.S. 17:1235(A) and 1237(B) and to enact R.S. 17:1235(E), relative to school employee personnel files; to provide relative to documents placed in such files on or before a specified date; to provide that school employees be given the opportunity to rebut and respond to such documents especially under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1203—**

BY REPRESENTATIVE LAFLEUR

### **AN ACT**

To amend and reenact R.S. 42:1102(22)(a)(introductory paragraph), relative to ethics; to provide the definition of "thing of economic value" for the purposes of the Code of Governmental Ethics; to exclude certain pharmaceutical samples, medical devices, medical foods, and infant formulas under certain limited circumstances from such definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1205—**

BY REPRESENTATIVES ST. GERMAIN AND BURNS

### **AN ACT**

To amend and reenact R.S. 42:1123(36)(a), relative to ethics; to provide for the amount of certain specified disaster aid or relief a public employee is allowed to receive; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1230—**

BY REPRESENTATIVE HILL

### **AN ACT**

To amend and reenact R.S. 33:2740.42(A)(1) and (D), relative to Allen Parish; to authorize the governing authority to levy and collect an additional hotel occupancy tax with voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1232—**

BY REPRESENTATIVE MARTINY

### **AN ACT**

To enact R.S. 22:1138.2, relative to insurance producers; to provide for specialty limited lines motor vehicle title insurance producer licenses and their issuance by the commissioner of insurance; to provide for an application process; to provide for fees; to provide for renewals; to provide for registration of employees and representatives; to provide for penalties; to provide for commissions; to provide for regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

On motion of Rep. Karen Carter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1235—**

BY REPRESENTATIVE LABRUZZO

### **AN ACT**

To amend and reenact R.S. 37:1226.2(A)(introductory paragraph) and (2) and (B)(introductory paragraph) and (1), (2), (3), (6), (7), and (8), and (D)(1) and to enact R.S. 37:1226.2(F) and (G), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1235 by Representative LaBruzzo

#### AMENDMENT NO. 1

On page 1, line 5, after "penal" insert "institution"

#### AMENDMENT NO. 2

On page 1, line 5, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 3

On page 1, line 16, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 4

On page 2, line 1, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 5

On page 2, line 4, change "mental health institution" to "hospital for the mentally ill pharmacy"

#### AMENDMENT NO. 6

On page 2, line 6, change "mental" to "hospital for the mentally ill pharmacy"

#### AMENDMENT NO. 7

On page 2, line 7, delete "health institution"

#### AMENDMENT NO. 8

On page 2, line 12, change "mental health institution" to "hospital for the mentally ill pharmacy"

#### AMENDMENT NO. 9

On page 2, line 15, change "mental" to "hospital for the mentally ill"

#### AMENDMENT NO. 10

On page 2, line 16, delete "health institution"

#### AMENDMENT NO. 11

On page 2, line 22, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 12

On page 2, line 23 change "mental" to "hospital for the mentally ill"

#### AMENDMENT NO. 13

On page 2, line 24, delete "health institution"

#### AMENDMENT NO. 14

On page 2, line 27, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 15

On page 3, line 3, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 16

On page 3, line 4, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 17

On page 3, line 15, change "mental health institution" to "hospital for the mentally ill"

#### AMENDMENT NO. 18

On page 3, line 17, change "mental institution" to "hospital for the mentally ill as designated by R.S. 28:21"

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### HOUSE BILL NO. 1236—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 42:1114.3(C) and (D) and to enact R.S. 42:1113(E), relative to the Code of Governmental Ethics; to prohibit certain public servants, immediate family members of such persons, and certain related legal entities from engaging in certain activity involving remunerative contracts arising from certain declared emergencies or disasters; to provide for the disclosure of certain such contracts; to remove certain provisions relative to initial disclosure; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1236 by Representative Walsworth

#### AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 42:1114.3(C) and (D) and to"

#### AMENDMENT NO. 2

On page 1, line 5, after "disasters;" and before "and to" insert "to provide for the disclosure of certain such contracts; to remove certain provisions relative to initial disclosure;"

#### AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 42:1114.3(C) and (D) are hereby amended and reenacted and"

**AMENDMENT NO. 4**

On page 1, delete line 10, and insert the following:

"E.(1) No elected official or appointed state official, member of such an official's immediate family, or"

**AMENDMENT NO. 5**

On page 1, line 11, change "an elected official" to "such an official"

**AMENDMENT NO. 6**

On page 1, between lines 17 and 18, insert the following:

"(2) For the purposes of this Subsection, the term "appointed state official" shall mean a person holding an office in any branch of state government or other position on a state agency, board, or commission or any executive office of any state agency, board, commission, or department which is specifically established or specifically authorized by the constitution or laws of this state or by executive order of the governor and which is filled by appointment or election by an elected or appointed public official or by a governmental body composed of such officials of this state.

\* \* \*

§1114.3. Disaster or emergency contracts; disclosure

\* \* \*

C.(4) Each elected or appointed official and immediate family member subject to the provisions of this Section, except members of the legislature, shall file an initial disclosure statement with the Board of Ethics no later than thirty days after November 29, 2005, or fifteen days after the official, immediate family member, or legal entity enters into the contract or subcontract, whichever occurs later. The initial disclosure statement shall contain all of the information required by Subsection A of this Section, except that instead of the actual amount of income or value of any thing of economic value derived from the contract or subcontract by the official or immediate family member for the previous calendar year, the official or immediate family member shall include the amount of income or value of any thing of economic value to be derived or, if the actual amount is unknown at the time the statement is due, reasonably expected to be derived from the contract or subcontract for the first calendar year of the contract or subcontract.

(2)(a) Each member of the legislature subject to the provisions of this Section shall file an initial disclosure statement with the clerical officer of the house to which he belongs no later than thirty days after November 29, 2005, or fifteen days after the legislator or legal entity enters into the contract or subcontract, whichever occurs later. The initial disclosure statement shall contain all of the information required by Subsection A of this Section, except that instead of the actual amount of income or value of any thing of economic value derived from the contract or subcontract by the legislator for the previous calendar year, the legislator shall include the amount of income or value of any thing of economic value to be derived or, if the actual amount is unknown at the time the statement is due, reasonably expected to be derived from the contract or subcontract for the first calendar year of the contract or subcontract.

(b) After filing the initial disclosure statement, the A legislator shall file the disclosure statements required by this Section with the appropriate clerical officer no later than February fifteenth each year and shall include such information for the previous calendar year.

(c)—Within fifteen days of receipt of any such disclosure statement, the clerical officer shall transmit a copy of such disclosure

statement to the Board of Ethics and the disclosure statement shall be deemed to be filed with the board by the member as of the date of filing with the clerical officer.

~~(d) Once a legislator has filed an initial disclosure statement, the appropriate clerical officer shall notify such legislator that an annual disclosure statement is due until a final disclosure statement is filed in accordance with this Section.~~

D.(1) Except as otherwise provided for members of the legislature, ~~after filing the initial disclosure statement,~~ the an elected or appointed official or immediate family member shall file the disclosure statements required by this Section with the Board of Ethics no later than February fifteenth each year and shall include such information for the previous calendar year.

(2) An elected or appointed official or immediate family member subject to the provisions of this Section shall be required to file the annual disclosure statements required by this Section until a disclosure statement is filed after the completion of the contract or subcontract subject to disclosure, or the person filing such statements, or to whom the immediate family member is related is no longer an elected or appointed official, whichever occurs first.

(3) Annual disclosure statements shall not be required for the receipt of things of economic value pursuant to contracts or subcontracts entered into prior to an elected or appointed official taking office; ~~however, if an elected or appointed official or immediate family member thereof receives or reasonably expects to receive a thing of economic value otherwise required to be disclosed by this Section pursuant to the renewal of such a contract or subcontract occurring after the official takes office, such official or immediate family member shall file a disclosure statement no later than fifteen days after such renewal in accordance with Subsection C of this Section and annually thereafter in accordance with this Subsection.~~

(4) All disclosure statements filed pursuant to this Section shall be a matter of public record.

\* \* \*

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1239—**

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact R.S. 42:1112(D) and to enact R.S. 42:1120.3, relative to ethics; to provide for the recusal of a member of a parish planning or zoning commission in a parish with a population of less than fifty thousand under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1239 by Representative Walker

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### AMENDMENT NO. 1

On page 1, line 3, change "planning and zoning commission" to "parish planning or zoning commission"

### AMENDMENT NO. 2

On page 1, line 16, after "voting;" and before "planning" insert "parish"

### AMENDMENT NO. 3

On page 1, at the beginning of line 17, before "If" insert "A."

### AMENDMENT NO. 4

On page 1, line 17, after "of a" and before "planning" insert "parish"

### AMENDMENT NO. 5

On page 1, after line 20, insert the following:

"B. The provisions of Subsection A of this Section shall apply only to a member of a parish planning or zoning commission which acts solely in an advisory capacity to the parish governing authority."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1260—**

BY REPRESENTATIVE M. POWELL  
AN ACT

To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1262—**

BY REPRESENTATIVES SALTER, BURNS, R. CARTER, CURTIS, DOERGE, DURAND, GRAY, E. GUILLORY, M. GUILLORY, JACKSON, KATZ, LABRUZZO, MCDONALD, JOHN SMITH, STRAIN, WADDELL, AND WINSTON

AN ACT

To amend and reenact R.S. 46:153.3(B)(1), relative to the Louisiana medical assistance program; to provide for reimbursement for prescription drugs; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1262 by Representative Salter

### AMENDMENT NO. 1

On page 1, line 3, after "drugs;" and before "and to provide for" insert "to provide for an effective date;"

### AMENDMENT NO. 2

On page 1, after line 15, insert the following:

"Section 2. This Act shall become effective on January 1, 2007."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1304—**

BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To enact R.S. 14:102.21, relative to offenses affecting the public sensibility; to create the crime of unauthorized use of the identity of a deceased soldier; to provide for the elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1304 by Representative Robideaux

### AMENDMENT NO. 1

On page 1, line 3, after "a" and before "soldier" insert "deceased"

### AMENDMENT NO. 2

On page 1, line 8, after "a" and before "soldier" insert "deceased"

### AMENDMENT NO. 3

On page 1, line 11, after "any" and before "soldier" insert "deceased"

### AMENDMENT NO. 4

On page 1, line 12, after "or" delete the comma ", " and "if the soldier is deceased."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1311—**

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 26:2(12) and 241(12) and to enact R.S. 26:71(A)(6), 71.2, 271(A)(6), and 271.3, relative to permits to engage in the business of dealing in beverages of high or low alcoholic content; to provide for a Retail Class C-Package Store permit; to provide for a fee for the permit; to define "Class C-Package Store"; to define Package House-Class B; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1311 by Representative Townsend

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" and before "enact" insert "amend and reenact R.S. 26:2(12) and 241(12) and to"

AMENDMENT NO. 2

On page 1, line 5, after "Store" and the semicolon and before "and" insert "to define Package House-Class B;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." and before "R.S. 26:71(A)(6)," insert "R.S. 26:2(12) and 241(12) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§2. Definitions

\* \* \*

(12) "Package house-Class B" means a place ~~where a person sells alcoholic beverages in closed containers, prepared for transportation and consumption off the premises;~~ consisting of no less than five hundred square feet of public habitable area which sells alcoholic beverages in factory sealed containers for transportation and consumption off the premises and where no person is allowed to tamper with or otherwise disrupt the manufacturer's seal on or about the licensed premises.

\* \* \*

AMENDMENT NO. 5

On page 2, between lines 25 and 26, insert the following:

"§241. Definitions

\* \* \*

(12) "Package house-Class B" means a place ~~where a person sells alcoholic beverages in closed containers, prepared for transportation and consumption off the premises;~~ consisting of no

less than five hundred square feet of public habitable area which sells alcoholic beverages in factory sealed containers for transportation and consumption off the premises and where no person is allowed to tamper with or otherwise disrupt the manufacturer's seal on or about the licensed premises.

\* \* \*

On motion of Rep. Toomy, the amendments were adopted.

On motion of Rep. Toomy, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1320—**

BY REPRESENTATIVES GLOVER, BAYLOR, BRUCE, AND BURRELL

AN ACT

To enact R.S. 33:2711.24, relative to sales and use tax; to authorize the governing authority of certain municipalities to levy and collect an additional sales and use tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

On motion of Rep. Baylor, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1321—**

BY REPRESENTATIVE DORSEY

AN ACT

To amend and reenact R.S. 40:2116(B)(1) and to enact Part V-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2163.1 through 2163.8, relative to adult residential care providers; to provide for purpose and definitions; to provide licensure, rules, regulations, standards, and fees; to provide for license issuance, inspection, and on-site application; to provide for operation without a license and penalties; to provide for community service provider fees and their disposition; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1321 by Representative Dorsey

AMENDMENT NO. 1

On page 1, line 20, change "R.S. 40:2120.43" to "R.S. 40:2163.3"

AMENDMENT NO. 2

On page 5, line 3, change "Any" to "An"

AMENDMENT NO. 3

On page 5, line 20, change "must" to "shall"

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### AMENDMENT NO. 4

On page 8, line 2, change "herein" to "in this Part"

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1342—**

BY REPRESENTATIVES HONEY, BADON, BARROW, DOWNS, GREENE, AND TRAHAN

#### AN ACT

To enact R.S. 17:1855.2, to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition for students attending the university laboratory school; to provide for the amounts of such increase; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1372 (Substitute for House Bill No. 78 by Representative Gray)—**

BY REPRESENTATIVE GRAY

#### AN ACT

To enact Code of Criminal Procedure Article 644.1, relative to sanity determinations involving juveniles; to provide for procedures for obtaining a sanity hearing when juveniles are transferred to criminal court; to provide with respect to procedures for conducting those proceedings; to provide with respect to the determination of capacity to proceed to trial for juveniles transferred to criminal court; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1373 (Substitute for House Bill No. 995 by Representative Gray)—**

BY REPRESENTATIVE GRAY

#### AN ACT

To amend and reenact R.S. 15:587.1(A)(1), relative to criminal history background information; to provide with respect to criminal background information for persons applying for a position of supervisory or disciplinary authority over children; to provide that the Louisiana Bureau of Criminal Identification and Information shall provide information regarding all criminal convictions for a period of ten years prior to the request; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **HOUSE BILL NO. 1374 (Substitute for House Bill No. 1145 by Representative Jack Smith)—**

BY REPRESENTATIVES JACK SMITH AND ST. GERMAIN

#### AN ACT

To limit the applicability of the "trip-ticket" reporting requirements of R.S. 56:306.5 to the sale of crawfish; and to provide for related matters.

Read by title.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

### **Senate Instruments on Second Reading Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

### **SENATE BILL NO. 27—**

BY SENATOR DUPRE

#### A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A), and to add Article I, Section 4(G), of the Constitution of Louisiana; to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide relative to compensation paid for the taking of, or loss or damage to, property rights affected by certain hurricane protection or flood control activities, and for levees and levee drainage purposes; to provide that compensation for such takings shall be limited and governed by the Fifth Amendment of the United States Constitution; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pitre, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 142—**

BY SENATOR ADLEY

#### AN ACT

To amend and reenact R.S. 26:909 and R.S. 47:843(C)(5), 844, 848(B), and 859(A)(1) and to enact R.S. 26:907.1 and 916(H), relative to regulation of tobacco products; to provide for certain regulation, permitting, and other requirements for certain elements of the tobacco industry; to authorize enforcement and audit of certain activities; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Pinac, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 407—**  
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 46:236.15(D)(1)(a) and to enact R.S. 27:364(A)(1)(b)(vi), relative to the Department of Social Services; to provide for the authority to seize progressive jackpot annuities from individuals in arrearage in child support; to authorize the gaming control board to promulgate rules for the seizure of progressive slot machine jackpots and annuities; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Triche, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

**House and House Concurrent Resolutions on  
Third Reading for Final Consideration**

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

**Suspension of the Rules**

On motion of Rep. Lancaster, and under a suspension of the rules, the following resolution was taken up out of its regular order at this time.

**HOUSE CONCURRENT RESOLUTION NO. 5—**  
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the House Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B to meet and function as a joint committee to study and recommend policy directives for the state of Louisiana regarding issues related to juvenile competency, which may include the implementation of a pilot project to develop a process of competency determination, restoration, and mental health intervention, recommendations for a plan of statewide implementation, and determination of the cost of implementation.

Read by title.

**Motion**

On motion of Rep. Lancaster, the resolution was recommitted to the Committee on House and Governmental Affairs.

**Suspension of the Rules**

On motion of Rep. Jack Smith, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

**House Bills and Joint Resolutions on  
Third Reading and Final Passage**

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

**Regular Calendar**

**HOUSE BILL NO. 1170—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To require that the Department of Transportation and Development provide improvements at an intersection in Patterson, Louisiana; and to provide for related matters.

Read by title.

Rep. Downs sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downs to Engrossed House Bill No. 1170 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, at the end of line 7, after "Louisiana" and before the period "." insert a comma "," and insert the following:

"and at the intersection of La. Hwy. 2 and La. Hwy. 15 in Farmerville, Louisiana"

On motion of Rep. Downs, the amendments were adopted.

Rep. Pitre sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pitre to Engrossed House Bill No. 1170 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 6, after "install" delete the remainder of the line and insert "traffic signals at the following intersections:"

AMENDMENT NO. 2

On page 1, line 7, delete "intersection of" and insert "A."

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:

"B. Louisiana Highway 3161 and Louisiana Highway 3235 in Lafourche Parish.

C. Louisiana Highway 657 and Louisiana Highway 3235 in Lafourche Parish."

On motion of Rep. Pitre, the amendments were adopted.

Rep. Lambert sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lambert to Engrossed House Bill No. 1170 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 2, after "provide" delete the remainder of the line and delete line 3 in its entirety and insert the following:

"certain improvements; and to provide for related matters."

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### AMENDMENT NO. 2

On page 1, line 6, after "install" delete the remainder of the line and insert "traffic signals at the following intersections:"

### AMENDMENT NO. 3

On page 1, line 7, delete "intersection of" and insert "A."

### AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"B. Louisiana Highway 42 and McCrory Road in Ascension Parish"

On motion of Rep. Lambert, the amendments were adopted.

Rep. Pitre sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pitre to Engrossed House Bill No. 1170 by Representative Jack Smith

### AMENDMENT NO. 1

On page 1, between lines 7 and 8, insert the following:

"Section 2. The Department of Transportation and Development shall, within one hundred twenty days after the effective date of this Act, install traffic signals at one intersection in each of the one hundred five districts of the House of Representatives as designated by the member of the House of Representatives representing the district."

### AMENDMENT NO. 2

On page 1, at the beginning of line 8, change "Section 2." to "Section 3."

On motion of Rep. Pitre, the amendments were adopted.

Rep. Baylor sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Baylor to Engrossed House Bill No. 1170 by Representative Jack Smith

### AMENDMENT NO. 1

On page 1 between lines 7 and 8 insert the following:

"B. Line Avenue and Turner Lane in Caddo Parish."

On motion of Rep. Baylor, the amendments were adopted.

Rep. Tank Powell sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative T. Powell to Engrossed House Bill No. 1170 by Representative Jack Smith

### AMENDMENT NO. 1

On page 1, between lines 7 and 8, insert the following:

"B. Exit from Interstate 55 and Louisiana Highway 22 West in Tangipahoa Parish."

On motion of Rep. Tank Powell, the amendments were adopted.

Rep. White sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative White to Engrossed House Bill No. 1170 by Representative Jack Smith

### AMENDMENT NO. 1

On page 1, between lines 7 and 8, insert the following:

"B. Louisiana Highway 64 and Tucker Road in East Baton Rouge Parish."

C. Louisiana Highway 1019 at Paradise Lakes in Livingston Parish."

On motion of Rep. White, the amendments were adopted.

Rep. Greene sent up floor amendments which were read as follows:

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 1170 by Representative Jack Smith

### AMENDMENT NO. 1

On page 1, between lines 7 and 8 insert the following:

"B. Cora Drive and Florida Boulevard in East Baton Rouge Parish."

On motion of Rep. Greene, the amendments were adopted.

Rep. Jack Smith moved the final passage of the bill, as amended.

#### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Alario	Greene	Pinac
Alexander	Guillory, E.	Powell, M.
Arnold	Hammett	Ritchie
Badon	Hill	Robideaux
Baldone	Hunter	Scalise
Baylor	Hutter	Smith, G.
Bruce	Kennard	Smith, J.D.-50th
Bruneau	Kenney	Smith, J.H.-8th
Carter, R.	LaBruzzo	Smith, J.R.-30th
Chandler	LaFleur	Strain
Damico	LaFonta	Thompson
Dartez	Lambert	Townsend
Doerge	Martiny	Waddell
Erdey	McDonald	White
Faucheux	McVea	Winston
Frith	Odinet	Wooton
Gallot	Pierre	



Total - 50

## NAYS

Mr. Speaker	Crane	Morrish
Ansardi	Dorsey	Pitre
Barrow	Downs	Quezaire
Baudoin	Fannin	Smiley
Beard	Gray	Trahan
Bowler	Johns	Walker
Burns	Kleckley	Walsworth
Cazayoux	Montgomery	
Total - 23		

## ABSENT

Burrell	Glover	Marchand
Carter, K.	Guillory, M.	Morrell
Cravins	Harris	Powell, T.
Crowe	Heaton	Richmond
Curtis	Hebert	Romero
Daniel	Honey	Schneider
DeWitt	Hopkins	St. Germain
Dove	Jackson	Toomy
Durand	Jefferson	Triche
Farrar	Katz	Tucker
Geymann	Lancaster	
Total - 32		

Failed to pass.

Motion to reconsider pending.

**HOUSE BILL NO. 1173—**

BY REPRESENTATIVE CROWE

## AN ACT

To amend and reenact R.S. 48:279(A), relative to highway construction by the Department of Transportation and Development; to provide relative to the hours when construction may be done on certain highways; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Crowe, the bill was returned to the calendar.

**HOUSE BILL NO. 1189—**

BY REPRESENTATIVE RITCHIE

## AN ACT

To enact R.S. 6:121.7, relative to the Office of Financial Institutions; to authorize the imposition of a fee for certain payments which are returned unpaid, refused, or declined; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Geymann	Pitre

Baldone  
Barrow  
Baudoin  
Baylor  
Bruce  
Bruneau  
Burns  
Burrell  
Carter, K.  
Carter, R.  
Cazayoux  
Chandler  
Crane  
Curtis  
Damico  
Daniel  
Dartez  
Doerge  
Dorsey  
Dove  
Downs  
Durand  
Erdey

Total - 87

Gray  
Greene  
Guillory, E.  
Guillory, M.  
Hammett  
Hebert  
Hill  
Honey  
Hopkins  
Hutter  
Jefferson  
Johns  
Kennard  
Kenney  
Kleckley  
LaBruzzo  
LaFleur  
LaFonta  
Lambert  
Lancaster  
Martiny  
McDonald  
Montgomery

## NAYS

Beard  
Bowler  
Total - 4

DeWitt  
Walsworth

## ABSENT

Cravins  
Crowe  
Glover  
Harris  
Heaton  
Total - 14

Hunter  
Jackson  
Katz  
Marchand  
McVea

Richmond  
St. Germain  
Triche  
Tucker

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Ritchie moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**Suspension of the Rules**

On motion of Rep. Beard, and under a suspension of the rules, the above roll call was corrected to reflect him as voting nay.

**HOUSE BILL NO. 1202—**

BY REPRESENTATIVE LAFLEUR

## AN ACT

To enact R.S. 47:1417, relative to the Board of Tax Appeals; to authorize the Board of Tax Appeals to impose fees; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. LaFleur moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Dartez	Odinot
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Arnold  
Baldone  
Baudoin  
Baylor  
Bruce  
Carter, R.  
Cazayoux  
Curtis  
Damico  
Daniel  
Total - 33

Dorsey  
Gallot  
Gray  
Hammett  
Hill  
Hunter  
Kenney  
LaFleur  
LaFonta  
Martiny

Pierre  
Pinac  
Quezaire  
Ritchie  
Romero  
St. Germain  
Townsend  
Walker  
White  
Wooton

### NAYS

Alario  
Alexander  
Badon  
Barrow  
Beard  
Bowler  
Bruneau  
Burns  
Chandler  
Crane  
DeWitt  
Doerge  
Downs  
Erdey  
Total - 42

Fannin  
Faucheux  
Frith  
Greene  
Guillory, E.  
Hutter  
Johns  
Kleckley  
LaBruzzo  
Lambert  
McDonald  
Montgomery  
Pitre  
Powell, M.

Powell, T.  
Robideaux  
Scalise  
Smiley  
Smith, G.  
Smith, J.D.—50th  
Smith, J.H.—8th  
Strain  
Thompson  
Trahan  
Triche  
Waddell  
Walsworth  
Winston

### ABSENT

Ansardi  
Burrell  
Carter, K.  
Cravins  
Crowe  
Dove  
Durand  
Farrar  
Geymann  
Glover  
Total - 30

Guillory, M.  
Harris  
Heaton  
Hebert  
Honey  
Hopkins  
Jackson  
Jefferson  
Katz  
Kennard

Lancaster  
Marchand  
McVea  
Morrell  
Morrish  
Richmond  
Schneider  
Smith, J.R.—30th  
Toomy  
Tucker

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Rep. Bowler moved to reconsider the vote by which the above bill failed to pass, and, on her own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 1204—

BY REPRESENTATIVES QUEZAIRE AND ALARIO AND SENATORS ELLINGTON AND HEITMEIER

#### AN ACT

To enact R.S. 32:1525, relative to motor carrier violations; to implement a procedure for the review of motor carrier violations; to provide relative to the assessment of penalties and collection of fines for violations; to provide relative to notification of violations to motor carriers and owners of motor vehicles; to provide relative to the administrative review of such violations; to authorize the posting of certain violations on the office of state police web site; to authorize the suspension of registration and commercial driver's license renewals under certain circumstances; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Quezaire, the bill was returned to the calendar.

### HOUSE BILL NO. 1210—

BY REPRESENTATIVE LAFONTA

#### AN ACT

To amend and reenact R.S. 30:2522(4) and 2531.1(A), relative to littering; to amend the definition of litter to include roofing nails; to amend provisions of the crime of gross littering to include roofing nails; and to provide for related matters.

Read by title.

Rep. LaFonta moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker  
Alario  
Arnold  
Badon  
Baldone  
Barrow  
Baudoin  
Baylor  
Beard  
Bowler  
Bruce  
Burns  
Burrell  
Carter, K.  
Carter, R.  
Cazayoux  
Chandler  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Darte  
DeWitt  
Total - 70

Dorsey  
Dove  
Farrar  
Faucheux  
Frith  
Gallot  
Gray  
Greene  
Guillory, E.  
Guillory, M.  
Hammett  
Hebert  
Hill  
Hopkins  
Hunter  
Hutter  
Jefferson  
LaBruzzo  
LaFleur  
LaFonta  
Lambert  
Lancaster  
Martiny  
Montgomery

Odinet  
Pierre  
Pinac  
Pitre  
Powell, M.  
Powell, T.  
Quezaire  
Ritchie  
Robideaux  
Scalise  
Smiley  
Smith, G.  
Smith, J.D.—50th  
St. Germain  
Strain  
Toomy  
Townsend  
Triche  
Waddell  
Walker  
White  
Wooton

#### NAYS

Alexander  
Doerge  
Durand  
Erdey  
Fannin  
Geymann  
Total - 16

Johns  
Kennard  
Kenney  
Kleckley  
McDonald  
McVea

Morrish  
Thompson  
Trahan  
Winston

#### ABSENT

Ansardi  
Bruneau  
Cravins  
Downs  
Glover  
Harris  
Heaton  
Total - 19

Honey  
Jackson  
Katz  
Marchand  
Morrell  
Richmond  
Romero

Schneider  
Smith, J.H.—8th  
Smith, J.R.—30th  
Tucker  
Walsworth

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1212—**

BY REPRESENTATIVE LAFONTA

**AN ACT**

To amend and reenact R.S. 32:383(C), relative to the securing of loads on vehicles; to provide with respect to "loose materials" which must be covered; and to provide for related matters.

Read by title.

Rep. LaFonta moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Erdey	McDonald
Alario	Farrar	Montgomery
Alexander	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Glover	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Ritchie
Beard	Guillory, M.	Robideaux
Bruce	Hammett	Scalise
Bruneau	Hebert	Smiley
Burns	Honey	Smith, G.
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hunter	Smith, J.R.—30th
Carter, R.	Hutter	St. Germain
Cazayoux	Jefferson	Strain
Chandler	Johns	Thompson
Crane	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Triche
Dartez	LaFonta	Waddell
DeWitt	Lambert	Walker
Dorsey	Lancaster	White
Downs	Marchand	Wooton
Durand	Martiny	
Total - 77		

**NAYS**

Bowler	Hill	Trahan
Doerge	Kenney	Winston
Dove	McVea	
Fannin	Morrish	
Total - 10		

**ABSENT**

Ansardi	Heaton	Richmond
Cravins	Jackson	Romero
Crowe	Katz	Schneider
Daniel	Kennard	Smith, J.H.—8th
Geymann	Morrell	Tucker
Harris	Odinet	Walsworth
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1240—**

BY REPRESENTATIVE FRITH

**AN ACT**

To enact R.S. 47:6024, relative to ad valorem or personal property taxes imposed by political subdivisions; to exempt cooperative endeavors and joint ventures owned or controlled by rural hospital service districts; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Frith, the bill was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Frith gave notice of his intention to call House Bill No. 1240 from the calendar for future action.

**HOUSE BILL NO. 1269—**

BY REPRESENTATIVE FRITH

**AN ACT**

To amend and reenact R.S. 6:121.2, relative to the Office of Financial Institutions; to provide for the powers and duties of the Office of Financial Institutions; to authorize the commissioner of financial institutions to obtain certain state and federal criminal history records under certain circumstances; to provide for the collection of certain fees; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Erdey	Morrish
Alario	Fannin	Pierre
Alexander	Farrar	Pinac
Ansardi	Faucheux	Pitre
Arnold	Gallot	Powell, M.
Badon	Geymann	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Ritchie
Baudoin	Guillory, E.	Robideaux
Baylor	Guillory, M.	Romero
Bowler	Hebert	Smiley
Bruce	Hill	Smith, G.
Bruneau	Honey	Smith, J.D.—50th
Burns	Hopkins	Smith, J.H.—8th
Burrell	Hunter	Smith, J.R.—30th
Carter, K.	Hutter	Strain
Carter, R.	Jefferson	Thompson
Cazayoux	Johns	Toomy
Chandler	Kenney	Townsend
Crane	Kleckley	Trahan
Curtis	LaBruzzo	Triche
Damico	LaFleur	Tucker
Daniel	LaFonta	Waddell
Dartez	Lambert	Walker

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DeWitt	Lancaster	Walsworth
Doerge	Marchand	White
Dorsey	Martiny	Winston
Dove	McDonald	Wooton
Downs	McVea	
Durand	Montgomery	
Total - 88		

NAYS

Total - 0

ABSENT

Beard	Harris	Odinot
Cravins	Heaton	Richmond
Crowe	Jackson	Scalise
Frith	Katz	Schneider
Glover	Kennard	St. Germain
Hammett	Morrell	
Total - 17		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Ritchie moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 1270—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 51:710(A) and to enact R.S. 51:710.1, relative to securities; to provide for the powers and authority of the commissioner of securities; to provide additional powers for the commissioner during a declared state of emergency; to authorize the assessment of certain fees; to authorize the commissioner to assess certain civil monetary penalties; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Ritchie, the bill was returned to the calendar.

### HOUSE BILL NO. 1271—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 6:1088(C)(1)(a), (F)(4), and (G) and 1090(B)(1) and to enact R.S. 6:1090(H), 1092(A)(16) and (17) and (K), 1092.1, 1092.2, and 1096(E)(3) and (G)(3), relative to loans; to provide for the Residential Mortgage Lending Act; to provide for requirements for licensure and filing fees; to provide for the powers and duties of the commissioner of financial institutions; to provide time limits regarding reapplication for licensure; to provide restrictions on employment; to provide for the suspension, revocation, or denial of licensure; to provide for appellate rights; to prohibit the assessment of certain charges; to prohibit the financing of certain charges; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Odinot
Alario	Faucheux	Pierre
Alexander	Frith	Pinac
Ansardi	Gallot	Pitre
Arnold	Geymann	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Chandler	Katz	Strain
Crane	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrish	
Total - 95		

NAYS

Total - 0

ABSENT

Bowler	Harris	Morrell
Cravins	Heaton	Richmond
Crowe	Jackson	
Glover	Marchand	
Total - 10		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Ritchie moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 1282—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

## YEAS

Mr. Speaker	Fannin	Morrish
Alario	Farrar	Odinot
Alexander	Faucheux	Pierre
Ansardi	Frith	Pinac
Arnold	Gallot	Pitre
Badon	Geymann	Powell, M.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Hopkins	Smiley
Bruneau	Hunter	Smith, G.
Burns	Hutter	Smith, J.D.—50th
Burrell	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Chandler	Kennard	Strain
Crane	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaBruzzo	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Total - 93		

## NAYS

Total - 0

## ABSENT

Carter, K.	Gray	Jackson
Cravins	Harris	Morrell
Crowe	Heaton	Powell, T.
Glover	Honey	Richmond
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1293—**

BY REPRESENTATIVE JACK SMITH  
AN ACT

To amend and reenact R.S. 51:1783(6) and (7) and 1787(A)(1), (B)(2)(a), (C)(1), (D)(2)(a), (F), and (H)(1)(a), relative to the rebate of sales and use taxes pursuant to the Louisiana Enterprise Zone Act; to provide for the rebate of local sales and use taxes; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Jack Smith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

## YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Glover	Pitre
Badon	Gray	Powell, M.
Baldone	Greene	Powell, T.
Barrow	Guillory, E.	Quezaire
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Farrar	Morrell	
Total - 100		

## NAYS

Total - 0

## ABSENT

Chandler	Harris	Richmond
Cravins	Heaton	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jack Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1299—**

BY REPRESENTATIVES MONTGOMERY, BARROW, DANIEL, FRITH,  
PINAC, RITCHIE, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 4:1(A) and (B) and to enact R.S. 4:1(E), (F), and (G), relative to amusements and sports; to provide for the price printed on tickets; to provide for the reselling of certain tickets; to provide for procedures to resell certain tickets; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Montgomery sent up floor amendments which were read as follows:

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### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Engrossed House Bill No. 1299 by Representative Montgomery

#### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 4:1(E), (F)," delete "and (G)," and insert "(G), (H), and (I),"

#### AMENDMENT NO. 2

On page 1, line 4, after "to resell certain tickets;" insert "to provide for ticket refunds;"

#### AMENDMENT NO. 3

On page 1, at the beginning of line 8, delete "(F), and (G)" and insert "(F), (G), (H), and (I)"

#### AMENDMENT NO. 4

On page 1, line 18, after "provided in" delete "Subsections E and F" and insert "Subsection E"

#### AMENDMENT NO. 5

On page 2, delete lines 8 through 29 in their entirety and on page 3, delete lines 1 through 6 in their entirety and insert the following:

"E. Nothing shall prohibit the resale or offering for resale via the Internet of an admission ticket, at any price, to an athletic contest, dance, theater, concert, circus, or other amusement, if the organizer of the event and the operator of the location where the event is occurring authorize admission tickets to such event to be resold for more than the price printed on the face of the ticket. If such resale is authorized, any admission ticket to the event may be resold or offered for resale through any website if such website's operator guarantees a full refund of the amount paid for the ticket under each of the following conditions:

(1) The ticketed event is canceled.

(2) The purchaser is denied admission to the ticketed event, unless such denial is due to the action or omission of the purchaser.

(3) The ticket is not delivered to the purchaser in the manner described on such website or pursuant to the delivery guarantee made by the reseller and such failure results in the purchaser's inability to attend the ticketed event.

F. A website operator's guarantee pursuant to Subsection E of this Section shall be posted on the operator's website and a prospective purchaser shall be directed to such guaranty before completion of the resale transaction.

G. A refund issued by a website operator pursuant to any of the conditions provided for in Subsection E of this Section shall include any servicing, handling, or processing fees unless such fees are declared nonrefundable under the terms of the guarantee.

H. The provisions of Subsection E of this Section shall not apply to:

(1) University sports event tickets specially allocated to Louisiana legislators.

(2) Student tickets issued by Louisiana universities for sporting events.

I. If authorization to resell an admission ticket for more than the price printed on the face of the ticket is not granted by the organizer of the event and the operator of the location of the event pursuant to Subsection E of this Section, no person or entity shall resell an admission ticket for more than the price printed on the face of the ticket."

On motion of Rep. Montgomery, the amendments were adopted.

Rep. Montgomery moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Harris	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.-50th
Carter, K.	Jackson	Smith, J.H.-8th
Carter, R.	Jefferson	Smith, J.R.-30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	
Farrar	Morrish	

Total - 100

#### NAYS

Total - 0

#### ABSENT

Chandler	Glover	LaBruzzo
Crowe	Heaton	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1308—**

BY REPRESENTATIVE KENNARD

**AN ACT**

To amend and reenact R.S. 32:1305(H) and (I), relative to motor vehicle safety inspection programs; to revise the programs relative to motor vehicles transporting forest products and motor vehicles transporting general freight and commodities; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. White, the bill was returned to the calendar.

**HOUSE BILL NO. 1322—**

BY REPRESENTATIVES DOWNS AND GALLOT

**AN ACT**

To amend and reenact Section 2 of Act No. 1118 of the 1995 Regular Session of the Legislature, relative to tax increment financing; to provide that the prohibition regarding the use of state sales tax increments shall not apply to a project expansion or use of state sales tax extension for certain economic development projects or programs; and to provide for related matters.

Read by title.

Rep. Downs moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammitt	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 101		

**NAYS**

Total - 0

**ABSENT**

Crowe	Hunter
Glover	Triche
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 1371 (Substitute for House Bill No. 1055 by Representative Pinac)—**

BY REPRESENTATIVE PINAC

**AN ACT**

To amend and reenact R.S. 40:1646, to enact Subpart D-3 of Part III of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1664.1 through 1664.16, and to repeal Subpart D of Part III of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1625 through 1638, Subpart E of Part III of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1651 through 1661, and Subpart F of Part III of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1662.1 through 1662.19, relative to life safety and property protection licensing; to provide for definitions; to provide for licensure; to provide for exemptions from licensing; to provide for a firm license; to provide for an individual license; to provide for background checks; to provide for fees; to provide for powers and duties of fire marshal; to provide for an advisory board; to provide for prohibited acts; to provide for revocation of license; to provide for penalties; to provide for effect on local regulation; to provide for effective date; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 1371 by Representative Pinac

**AMENDMENT NO. 1**

On page 1, line 2, following, "Part III" and before "of" insert "of Chapter 7 of Title 40"

**AMENDMENT NO. 2**

On page 1, lines 4, 5, and 7, following "Part III" and before "of" insert "of Chapter 7"

**AMENDMENT NO. 3**

On page 27, lines 12, 13, and 15, following "Part III" and before "of" insert "of Chapter 7"

**AMENDMENT NO. 4**

On page 1, line 18, following "III" and before "of" insert "of Chapter 7 of Title 40"

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### AMENDMENT NO. 5

On page 4, line 19, following "can" and before "supervise" delete "only"

### AMENDMENT NO. 6

On page 4, line 20, following "consultant" and before "in" insert "only"

### AMENDMENT NO. 7

On page 4, line 24, at the beginning of the line, change "consulting and providing" to "consults and provides"

### AMENDMENT NO. 8

On page 10, line 19, following "means" and before "another" change "the act of soliciting" to "to solicit"

### AMENDMENT NO. 9

On page 15, line 25, following "firm" and before "has" change "which" to "who"

### AMENDMENT NO. 10

On page 17, line 23, following "of R. S." and before "and" change "14:92(7)" to "14:92(A)(7)"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Pinac sent up floor amendments which were read as follows:

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pinac to Engrossed House Bill No. 1371 by Representative Pinac

### AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 36:409(M) and 919.3 and"

### AMENDMENT NO. 2

On page 1, line 2, after "Part III of" insert "Chapter 7 of Title 40 of"

### AMENDMENT NO. 3

On page 1, line 4, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 4

On page 1, line 5, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 5

On page 1, line 7, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 6

On page 1, between lines 16 and 17 insert the following:

"Section 1. R.S. 36:409(M) and 919.3 are hereby amended and reenacted to read as follows:

§409. Transfer of agencies to Department of Public Safety and Corrections

\* \* \*

M. The Louisiana ~~Alarm Services~~ Life Safety and Property Protection Advisory Board (~~R.S. 40:1662.1~~ R.S. 40:1664.1 et seq.) is placed within the Department of Public Safety and Corrections as provided in R.S. 36:919.3.

\* \* \*

§919.3. Transfer; Louisiana ~~Alarm Services~~ Life Safety and Property Protection Advisory Board

The Louisiana ~~Alarm Services~~ Life Safety and Property Protection Advisory Board, placed in the Department of Public Safety and Corrections by the provisions of R.S. 36:409(M), shall exercise and perform its powers, duties, functions, and responsibilities as provided for agencies transferred pursuant to this Part. However, the board shall advise the state fire marshal with respect to administration and enforcement of ~~R.S. 40:1662.1~~ R.S. 40:1664.1 et seq. and shall retain the authority to approve acceptable equivalents for meeting certain licensure requirements and to establish continuing education requirements as further provided in ~~R.S. 40:1662.13~~ R.S. 40:1664.11."

### AMENDMENT NO. 7

On page 1, line 17, change "Section 1." to "Section 2."

### AMENDMENT NO. 8

On page 27, line 12, change "Section 2." to "Section 3."

### AMENDMENT NO. 9

On page 27, line 12, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 10

On page 27, line 13, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 11

On page 27, line 15, after "Part III of" insert "Chapter 7 of"

### AMENDMENT NO. 12

On page 27, line 17, change "Section 3." to "Section 4."

On motion of Rep. Pinac, the amendments were adopted.

Rep. Pinac moved the final passage of the bill, as amended.

### **ROLL CALL**

The roll was called with the following result:

#### YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Fauchoux	Odinot
Ansardi	Frith	Pierre
Arnold	Gallot	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Harris	Robideaux



Bruce	Heaton	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smiley
Carter, K.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	White
Downs	Martiny	Winston
Durand	McDonald	Wooton
Erdey	McVea	
Total - 98		

NAYS

Total - 0

ABSENT

Carter, R.	Katz	Walsworth
Geymann	Morrell	
Hebert	Tucker	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 85—**

BY REPRESENTATIVE T. POWELL  
AN ACT

To amend and reenact R.S. 56:331(B)(introductory paragraph), relative to the Crab Task Force; to provide for appointments to the task force; and to provide for related matters.

Read by title.

Rep. Tank Powell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montgomery
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Arnold	Frith	Pierre
Badon	Gallot	Pinac
Baldone	Geymann	Pitre
Barrow	Glover	Powell, M.
Baudoin	Gray	Powell, T.
Baylor	Greene	Quezaire
Beard	Guillory, E.	Richmond
Bowler	Guillory, M.	Ritchie
Bruce	Hammitt	Robideaux
Bruneau	Harris	Romero

Burns	Heaton	Scalise
Burrell	Hebert	Schneider
Carter, K.	Hill	Smiley
Carter, R.	Hopkins	Smith, G.
Cazayoux	Hunter	Smith, J.D.—50th
Chandler	Hutter	Smith, J.R.—30th
Crane	Jackson	St. Germain
Cravins	Jefferson	Strain
Crowe	Johns	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaBruzzo	Triche
DeWitt	LaFleur	Waddell
Doerge	LaFonta	Walker
Dorsey	Lambert	White
Dove	Lancaster	Winston
Downs	Marchand	Wooton
Durand	McDonald	
Erdey	McVea	
Total - 97		

NAYS

Total - 0

ABSENT

Ansardi	Martiny	Tucker
Honey	Morrell	Walsworth
Katz	Smith, J.H.—8th	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tank Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 310—**

BY REPRESENTATIVE TUCKER  
AN ACT

To repeal R.S. 17:10.6(C) and (D), relative to school and district accountability; to repeal certain provisions relative to a local public school system that is academically in crisis and the powers of the school board and superintendent of such system.

Read by title.

**Motion**

On motion of Rep. Bowler, the bill was returned to the calendar.

**HOUSE BILL NO. 473—**

BY REPRESENTATIVE WINSTON  
AN ACT

To amend and reenact R.S. 28:852(B), relative to the Florida Parishes Human Services Authority; to provide for a change of domicile of the authority; and to provide for related matters.

Read by title.

Rep. Winston moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Arnold	Frith	Pierre
Badon	Gallot	Pitre
Baldone	Geymann	Powell, M.
Barrow	Gray	Powell, T.
Baudoin	Greene	Quezaire
Baylor	Guillory, E.	Richmond
Beard	Guillory, M.	Ritchie
Bowler	Hammett	Robideaux
Bruce	Harris	Romero
Bruneau	Heaton	Scalise
Burns	Hebert	Schneider
Carter, K.	Hill	Smiley
Carter, R.	Honey	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Ansardi	Hopkins	Marchand
Burrell	Hunter	Pinac
Glover	Katz	Smith, J.H.—8th

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 503— BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 809(B), 833(A), 834(A), 835(A), 836(A), 837, and 838(D) and to enact Children's Code Articles 834(F), 834.1, and 837.1 through 837.6, relative to the mental capacity of children to proceed to trial; to provide for a contradictory hearing; to provide for the qualifications of a restoration service provider; to provide for evaluations of the child; and to provide for related matters.

Read by title.

Rep. Gray moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morrish
Ansardi	Geymann	Odinot
Arnold	Glover	Pierre
Badon	Gray	Pitre
Baldone	Greene	Powell, M.
Barrow	Guillory, E.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Hammett	Richmond
Beard	Harris	Ritchie
Bowler	Heaton	Robideaux
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Carter, K.	Hopkins	Smiley
Carter, R.	Hunter	Smith, G.
Cazayoux	Hutter	Smith, J.D.—50th
Chandler	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Curtis	Katz	Strain
Damico	Kennard	Thompson
Daniel	Kenney	Toomy
Dartez	Kleckley	Trahan
DeWitt	LaBruzzo	Triche
Doerge	LaFleur	Tucker
Dorsey	LaFonta	Waddell
Dove	Lambert	Walsworth
Downs	Lancaster	White
Durand	Marchand	Winston
Erdey	Martiny	Wooton
Fannin	McDonald	
Farrar	McVea	

Total - 100

NAYS

Total - 0

ABSENT

Burrell	Pinac	Walker
Crowe	Townsend	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gray moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

### HOUSE BILL NO. 585— BY REPRESENTATIVE K. CARTER AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(a)(iv), (b)(ii), and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent child previously enrolled in Medicaid; and to provide for related matters.

Read by title.

### Motion

On motion of Rep. Gray, the bill was returned to the calendar.

**HOUSE BILL NO. 733—**

BY REPRESENTATIVE CAZAYOUX  
AN ACT

To amend and reenact Children's Code Article 615(E)(1) and to enact Children's Code Articles 615(E)(4), 615.1, and 616.2, relative to a child in need of care; to provide for child abuse reporting and investigating; to provide a procedure for reporting to the district attorney; to provide for review by the district attorney; to create a central registry for reports of child sexual abuse; to authorize access to the registry; to provide for confidentiality; to require preservation of certain reports; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Cazayoux, the bill was returned to the calendar.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Cazayoux gave notice of his intention to call House Bill No. 733 from the calendar for future action.

**HOUSE BILL NO. 792—**

BY REPRESENTATIVE K. CARTER  
AN ACT

To amend and reenact R.S. 22:213.3, 221(B), 2027(C), and 2059, relative to health and accident insurance policies and health maintenance organization contracts; to provide for a thirty-day grace period prior to cancellation for failure to pay premiums or prepaid charges; to provide for a fifteen-day notice to policyholders, subscribers, or enrollees prior to expiration of the grace period; to provide for applicability; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Gray, the bill was returned to the calendar.

**HOUSE BILL NO. 1056—**

BY REPRESENTATIVE FARRAR  
AN ACT

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.87, relative to the licensure of claims adjusters; to provide for definitions; to provide for a license; to provide for a license application; to provide for resident and nonresident licenses; to provide for limited licenses; to provide for catastrophe or emergency license; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for continuing education; to provide for referrals by insurers; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. DeWitt, the bill was returned to the calendar.

**Suspension of the Rules**

On motion of Rep. DeWitt, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

**Petitions, Memorials and Communications**

The following petitions, memorials, and communications were received and read:

**Message from the Senate**

**HOUSE BILLS**

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 51  
Returned without amendments

House Bill No. 77  
Returned without amendments

House Bill No. 81  
Returned without amendments

House Bill No. 211  
Returned without amendments

House Bill No. 212  
Returned without amendments

House Bill No. 216  
Returned without amendments

House Bill No. 373  
Returned without amendments

House Bill No. 375  
Returned without amendments

House Bill No. 376  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 59, 76, and 81

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 81—**  
BY SENATORS CAIN AND ADLEY

**A CONCURRENT RESOLUTION**

To commend and congratulate the DeQuincy High School BETA Club on winning the Louisiana State BETA talent competition for the fourth consecutive year and being the reigning national grand champion and extend best wishes for continued success in the 2006 national competition.

Read by title.

On motion of Rep. Johns, and under a suspension of the rules, the resolution was concurred in.

### Message from the Senate

#### SENATE BILLS

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 125, 404, 414, 646, 662, 666, 670, and 681

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 125—**  
BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G), and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority; to provide for the powers, duties and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 404—**  
BY SENATOR HINES

**AN ACT**

To amend and reenact R.S. 43:31(A)(2), relative to uniform standards for printed matter; to authorize certain state entities to make exceptions to such standards; and to provide for related matters.

Read by title.

**SENATE BILL NO. 414—**  
BY SENATOR SCHEDLER

**AN ACT**

To amend and reenact R.S. 37:3389(D), (E), (F) and (G), relative to the Addictive Disorders Practice Act; to provide for changes in the composition of the transition advisory committee; to provide for changes in the composition of the board; and to provide for related matters.

Read by title.

**SENATE BILL NO. 646—**  
BY SENATOR MURRAY

**AN ACT**

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 662—**  
BY SENATOR MICHOT

**AN ACT**

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; and to provide for related matters.

Read by title.

**SENATE BILL NO. 666—**  
BY SENATOR SCHEDLER

**AN ACT**

To amend and reenact R.S. 40:2198.11(4) and 2198.12(A) and (D)(1), relative to pain management clinics; to provide for definitions; to provide for licensure; and to provide for related matters.

Read by title.

**SENATE BILL NO. 670—**  
BY SENATOR LENTINI

**AN ACT**

To amend and reenact R.S. 22:844 (C)(1) and (D)(1)(a), relative to domestic life insurers; to provide that domestic life insurers may invest in certain real estate investment trusts; and to provide for related matters.

Read by title.

**SENATE BILL NO. 681—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(A), (B)(2) and the introductory paragraph of (D)(2), relative to the moratorium on beds in nursing facilities; to provide for facility need review; to extend the moratorium on beds in nursing facilities; and to provide for related matters.

Read by title.

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 8, 2006

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 64, 69, 70, and 71

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Introduction of Resolutions,  
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**HOUSE RESOLUTION NO. 56—**

BY REPRESENTATIVE GRAY

A RESOLUTION

To commend the efforts of the Louisiana Assembly on School-Based Health Care youth advocacy program and to recognize May 11, 2006, as Louisiana Assembly on School-Based Health Care Youth Advocacy Day in the state of Louisiana.

Read by title.

On motion of Rep. Gray, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 57—**

BY REPRESENTATIVE GRAY

A RESOLUTION

To commend the Houston Lawyers Association and the Texas Southern University Criminal Law Clinic for their generosity in providing free legal services to Louisiana citizens displaced by Hurricane Katrina who have faced difficulties with Houston area schools.

Read by title.

On motion of Rep. Gray, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 58—**

BY REPRESENTATIVE BRUNEAU

A RESOLUTION

To commend the students from Louisiana who are participating in The Hamburg Ten project, to extend best wishes to them for a productive and rewarding stay in Germany, and to express deep and abiding gratitude to those sponsoring the students' trip to Germany for their extraordinary generosity.

Read by title.

On motion of Rep. Bruneau, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 169—**

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To commend DynMcDermott Petroleum Operations Company for being selected as a 2005 recipient of the Malcolm Baldrige National Quality Award for management excellence.

Read by title.

On motion of Rep. Scalise, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 170—**

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the attorney general and the legislative auditor to continue to pursue all options necessary to permit the state to have an accurate accounting of assistance for which the state is required to pay a portion of the costs and to urge and request the Louisiana congressional delegation to support such efforts.

Read by title.

On motion of Rep. Scalise, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 171—**

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To commend the Glen Oaks High School Security Dads.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 172—**

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To commend the Glen Oaks High School Lady Panthers basketball team upon winning the Class 4A state championship.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 173—**

BY REPRESENTATIVE BARROW

**A CONCURRENT RESOLUTION**

To commend Mrs. Connecticut Todd for her outstanding achievements and for her steadfast dedication to foster parenting.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 174—**

BY REPRESENTATIVE BADON

**A CONCURRENT RESOLUTION**

To commend and congratulate Paul John Tagliabue on his retirement after sixteen years of service as commissioner of the National Football League.

Read by title.

On motion of Rep. Badon, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 175—**

BY REPRESENTATIVE LABRUZZO

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to make the widening of Interstate 10 from New Orleans, Louisiana, to Baton Rouge, Louisiana, a high priority project and to include funding for this project as part of the state's request for funding from the federal government to address critical infrastructure needs as a result of the devastation caused by Hurricanes Katrina and Rita during the 2005 hurricane season.

Read by title.

On motion of Rep. LaBruzzo, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 176—**

BY REPRESENTATIVE WALKER

**A CONCURRENT RESOLUTION**

To commend Earl J. Barbry, Sr., chairman of the Tunica-Biloxi Tribe of Louisiana, upon being honored as a 2006 Louisiana Legend by Friends of Louisiana Public Broadcasting and to recognize his singular achievements and contributions.

Read by title.

On motion of Rep. Walker, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on  
House and Governmental Affairs**

May 8, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 4, 2006, I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 2, by Smiley  
Reported favorably. (6-0)

House Concurrent Resolution No. 16, by Lancaster  
Reported favorably. (7-0)

House Bill No. 153, by Johns  
Reported with amendments. (7-0) (Regular)

House Bill No. 1044, by Harris  
Reported with amendments. (7-0) (Regular)

House Bill No. 1150, by Waddell  
Reported with amendments. (6-0) (Regular)

House Bill No. 1241, by Baldone  
Reported with amendments. (6-0) (Regular)

House Bill No. 1251, by Waddell  
Reported with amendments. (7-0) (Regular)

House Bill No. 1331, by Baldone  
Reported favorably. (6-0) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

**Report of the Committee on Labor and Industrial Relations**

May 8, 2006

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 4, 2006, I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 577, by T Powell  
Reported with amendments. (10-0) (Regular)

House Bill No. 1330, by Johns  
Reported with amendments. (10-0) (Regular)

WILLIE HUNTER  
Chairman

**Privileged Report of the Legislative Bureau**

May 8, 2006

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 134  
Reported without amendments.

Senate Bill No. 135  
Reported without amendments.

Senate Bill No. 139  
Reported without amendments.

Senate Bill No. 217  
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

### Privileged Report of the Committee on Enrollment

May 8, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

#### HOUSE RESOLUTION NO. 53—

BY REPRESENTATIVES SMILEY, LAMBERT, AND QUEZAIRE

##### A RESOLUTION

To commend the members of the St. Amant High School girls softball team upon winning their fifth consecutive Class 5A state championship.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

### Privileged Report of the Committee on Enrollment

May 8, 2006

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

#### HOUSE CONCURRENT RESOLUTION NO. 161—

BY REPRESENTATIVE GEYMANN

##### A CONCURRENT RESOLUTION

To commend Evan Alexandra Adams upon being named Louisiana's 2006 Junior High/Middle School Student of the Year and to recognize her extraordinary accomplishments.

#### HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVES GLOVER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOUIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN,

TRICHE, TUCKER, WADDELL, WALKER, WALSORTH, WHITE, WINSTON, AND WOOTON

##### A CONCURRENT RESOLUTION

To recognize the State Fair of Louisiana upon the celebration of its centennial anniversary and to declare May 9, 2006, as State Fair of Louisiana Day at the Louisiana Legislature.

#### HOUSE CONCURRENT RESOLUTION NO. 163—

BY REPRESENTATIVE STRAIN

##### A CONCURRENT RESOLUTION

To recognize September of 2006 as Parent Teacher Association Month in Louisiana, to commend those involved in their schools and communities, and to encourage school and community participation.

#### HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVES WALSORTH, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOUIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WHITE, WINSTON, AND WOOTON AND SENATORS ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

##### A CONCURRENT RESOLUTION

To commend Randy Ewing for his leadership and guidance as the chief executive officer of the Louisiana Family Recovery Corps.

Respectfully submitted,

DONALD RAY KENNARD  
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

### Suspension of the Rules

On motion of Rep. Ansardi, the rules were suspended to permit the Committee on Civil Law and Procedure to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 461 and 1359

### Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to permit the Committee on Commerce to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 699, 1174, and 1188

### Adjournment

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23rd Day's Proceedings - May 8, 2006

On motion of Rep. Trahan, at 6:16 P.M., the House agreed to adjourn until Tuesday, May 9, 2006, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 9, 2006.

ALFRED W. SPEER  
Clerk of the House

### COMMITTEE MEETING NOTICES

#### Committee on Appropriations

Will meet at: 9:30 A.M. Date: May 9, 2006

Location: Committee Room 5

**HB 1 ALARIO APPROPRIATIONS** Provides for the ordinary operating expenses of state government

**HB 570 SCALISE CIVIL/ACTIONS** Authorizes a qui tam action for persons who disclose the improper use of hurricane relief funds

**HB 830 CAZAYOUX FUNDS/INVESTMENTS** Authorizes investment in stocks of portion of endowed funds of a public college or university

**HB 960 HAMMETT PUBLIC CONTRACTS** Prohibits the consideration of price in selecting design professional services

**HB 1147 LABRUZZO PROCUREMENT** Provides relative to the procurement of medical and laboratory supplies and medical equipment

**HB 1172 TUCKER PROCUREMENT** Requires the disclosure of certain information for certain contracts let during a state of emergency

**HB 1186 ALARIO REVENUE SHARING** Revenue Sharing distribution for Fiscal Year 2006-2007

**HB 1187 LABRUZZO CONTRACTS/BIDS** Prohibits the receipt of kickbacks, bribes, rebates, incentive payments, or any thing of value in connection with state contract

**HB 1215 ALARIO REVENUE SHARING** Provides relative to the FY 2005-2006 distribution of revenue sharing allocations to certain parishes

JOHN A. ALARIO, JR.  
Chairman

#### Committee on Civil Law and Procedure

Will meet at: 9:00 A.M. Date: May 9, 2006

Location: Committee Room 2

**HB 345 CAZAYOUX FUNDS/INVESTMENTS** (Constitutional Amendment) Authorizes the investment in stocks of certain endowed funds of institutions of higher education (**Technical Review Only**)

**HB 406 DANIEL MEDICAID** (Constitutional Amendment) Authorizes the investment of a portion of the Medicaid Trust Fund for the Elderly in equities (**Technical Review Only**)

**HB 444 JEFFERSON CIVIL/CLAIMS** Creates the Hurricane Victim's Mediation Program

**HB 461 HEBERT (TBA) LEGISLATIVE SESSIONS** (Constitutional Amendment) Changes the day regular sessions of the legislature convene (**Technical Review Only**) (**Subject to Rule Suspension**)

**HB 559 HEBERT CHILDREN/ABUSE** Limits the content of any petition issued in a child abuse case

**HB 707 FARRAR PROPERTY/EXPROPRIATION** (Constitutional Amendment) Provides procedures for the expropriation of property

**HB 769 CAZAYOUX MINERALS/LEASES** Provides relative to mineral lease indemnification agreements

**HB 860 ALEXANDER DIVORCE** Provides with respect to obtaining a divorce when the parties have minor children

**HB 992 MARCHAND PROPERTY/EXPROPRIATION** Defines public use for purposes of the taking of property

**HB 1163 ANSARDI PROPERTY/EXPROPRIATION** Provides for the right of a property owner to repurchase his expropriated property under certain circumstances

**HB 1167 THOMPSON LIABILITY/TORTS** Provides an exemption from liability for pilots providing gratuitous medical transportation services

**HB 1182 WALKER SEIZURES/SALES** Exempts certain professionally prescribed medical or prosthetic devices and health aids from seizure

**HB 1194 DANIEL LIABILITY** Provides that debts incurred through Internet gaming do not have to be repaid

**HB 1213 POWELL, M. NOTARIES** Authorizes certain notaries to obtain statewide jurisdiction

**HB 1217 CARTER, K. CIVIL/LAW** Enacts the International Commercial Arbitration Act

**HB 1219 BOWLER NOTARIES** Provides relative to notaries public

**HB 1222 GALLOT NOTARIES** Provides relative to a notary's duty to record acts

**HB 1223 GALLOT NOTARIES** Provides with respect to notarial commissions

**HB 1359 STRAIN (TBA) LIABILITY/CIVIL** Provides a limitation of liability for the Louisiana Girl Scout Councils (**Subject to Rule Suspension**)

GLENN ANSARDI  
Chairman

#### Committee on Commerce

Will meet at: 9:00 A.M. Date: May 9, 2006

Location: Committee Room 1

**HB 341 BARROW CREDIT/CONSUMER LOANS** Prohibits payday lending and repeals the Louisiana Deferred Presentment and Small Loan Act



- HB 385 GRAY COMMERCE** Prohibits unfair residential rental increases
- HB 498 BARROW BUILDING CODES** Creates Green Buildings standards for certain buildings
- HB 502 PINAC MTR VEHICLE/DEALERS** Provides relative to the Recreational and Used Motor Vehicle Commission
- HB 609 JACKSON, M. TECHNOLOGY** Provides relative to the Research Park Corporation
- HB 699 MONTGOMERY (TBA) COMMERCE** Creates the Competitive Cable Services Act (**Subject to Rule Suspension**)
- HB 852 BALDONE CONSUMERS/PROTECTION** Prohibits unauthorized overcharging of debit cards
- HB 891 ARNOLD MOTOR VEHICLES** Relative to the Louisiana Motor Vehicle Commission
- HB 1078 ARNOLD MTR VEHICLE/SALES FIN** Makes various changes to the Louisiana Motor Vehicle Sales Finance Act
- HB 1174 LAFONTA (TBA) ECONOMIC DEVEL/HIGH TECH** Creates the Municipal Wireless Internet Act (**Subject to Rule Suspension**)
- HB 1181 LABRUZZO FUNERALS & FUNERAL HOMES** Provides relative to viewing the body of a deceased parent by his children
- HB 1188 LAFONTA (TBA) LOCAL GOVERNMENT** Exempts local governments who offer a wireless Internet network from the requirements of the Local Government Fair Competition Act (**Subject to Rule Suspension**)
- HB 1323 BURRELL ECONOMIC DEVELOPMENT** Creates the Office of Small Business Enterprises and Government Contract Procurement Enhancement
- HB 1325 BURRELL ECONOMIC DEVELOPMENT** Provides relative to small business incentives
- HB 1338 BURRELL MORTGAGES** Prohibits unfair residential mortgage lending practices
- HB 1360 BURRELL ECONOMIC DEVELOPMENT** Provides relative to small business economic development
- HCR 106 GREENE HOUSING** Requests congress to enact the Federal Housing Finance Reform Act as presently contained in U.S. Rep. Richard Baker's H.R. 1461 or to take final action that, in all significant aspects, includes the provisions of H.R. 1461

GIL PINAC  
Chairman

**Committee on Environment**

Will meet at: 9:30 A.M. Date: May 9, 2006

Location: Committee Room 4

- SB 79 FONTENOT FUELS** Provides relative to underground storage tanks and to the financial obligations of tank owners for environmental damages.

- SB 173 FONTENOT HAZARDOUS WASTE** Provides relative to the assessment of hazardous waste capacity needs.

- SB 250 FONTENOT ENVIRONMENTAL CONTROL** Shortens time periods for administrative completeness review on environmental permit applications and final decision on environmental permits. (gov sig)

N. J. DAMICO  
Chairman

**Committee on Transportation, Highways and Public Works**

Will meet at: 9:00 A.M. Date: May 9, 2006

Location: Committee Room 3

- HCR 103 GREENE TRANSPORTATION DEPT** Requests the Department of Transportation and Development to study the feasibility of requiring a small percentage of expenditures for highway construction project contracts be set aside for beautification and green space

- HB 240 GREENE MOTOR VEHICLES** Provides relative to the operation of motor vehicles during a funeral procession

- HB 890 BAYLOR MTR VEHICLE/VIOLATIONS** Exempts mobility-impaired persons from certain regulations relative to use of horns on motor vehicles

- HB 998 BEARD PUBLIC CONTRACT/BIDS** Prohibits certain parties from packaging products contained in bid specifications

- HB 1122 BEARD CONTRACTS/BIDS** Authorizes public entities to debar for cause certain bidders for public contracts

- HB 1278 BRUNEAU MTR VEHICLE/DRIVER LIC** Authorizes the waiver of certain commercial motor vehicle driver's license requirements for military personnel in certain circumstances

- HB 1343 BEARD MOTOR CARRIERS** Provides relative to the transportation of certain human material

ROY QUEZAIRE  
Chairman

**HOUSE OF REPRESENTATIVES**

**Notice of Committee Meeting**

**Committee on Ways and Means**

Will meet at: 9:30 A.M. Date: May 9, 2006

Location: Committee Room 6

- HB 280 WHITE ECONOMIC DEVELOPMENT** Provides for changes to Quality Jobs Act

- HB 390 BRUNEAU BONDS/COMMISSION** Provides for six additional members of the State Bond Commission, three members elected by the House of Representatives and three members elected by the Senate

- HB 407 RICHMOND REVENUE/TAXATION DEPT** Enacts the Tax Delinquency Amnesty Act of 2006

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- HB 643 BALDONE TAX/AD VALOREM TAX** Removes gas and pipeline companies from definition of public service property
- HB 670 ARNOLD TAX/AD VALOREM TAX** Changes membership of board of review in Orleans Parish
- HB 676 BALDONE TAX/AD VALOREM TAX** Provides procedures for judicial review of assessed valuation property
- HB 1003 SALTER TAX/SALES-USE, LOCAL-EXEM** Exempts prescription drugs purchased pursuant to Medicare Part D plans
- HB 1158 QUEZAIRE TRANSPORTATION DEPT** Provides relative to TIMED Program bonds
- HB 1328 KATZ TAX INCREMENT FINANCING** Authorizes use of state sales tax for certain designated tax increment financings

BRYANT O. HAMMETT, JR.  
Chairman

### Weekly Committee Schedule

#### HOUSE OF REPRESENTATIVES

##### Committee on Administration of Criminal Justice

Wednesday, May 10, 2006  
Committee Room No. 6  
9:00 A.M.

#### INSTRUMENTS TO BE HEARD:

- HCR 151 MARTINY MBLING** Requests the Louisiana State Law Institute to review and make recommendations regarding Title 27 of the Louisiana Revised Statutes of 1950
- HB 190 MARTINY APONS/FIREARMS** Provides circumstances when local government can enact ordinances more restrictive than state statutes regarding storage of firearms
- HB 238 HAMMETT TREASPASS** Provides for an exception relative to criminal trespass for professional land surveyors
- HB 254 CROWE CRIME** Provides relative to video games containing material harmful to minors
- HB 421 BURRELL CRIME** Provides relative to video games harmful to minors
- HB 522 FARRAR CRIMINAL/BAIL** Provides for the abandonment of enforcement and collection of judgments involving a bond forfeiture
- HB 526 FARRAR CRIMINAL/BAIL** Provides for the qualifications of personal sureties in bail undertakings
- HB 527 MARTINY CRIMINAL/PROCEDURE** Provides for the delays for forfeiture and collection of appearance bonds
- HB 784 MARTINY BONDS/BAIL** Provides with respect to bail bond contracts during times of emergency or disaster

- HB 1192 THOMPSON PARDON/PAROLE** Creates a pilot special needs parole program within the Department of Public Safety and Corrections

- HB 1199 CROWE CRIME/SEX OFFENSES** Provides for registration of sex offenders ten days prior to release from confinement

- HB 1290 WOOTON CORRECTIONS** Provides with respect to housing inmates pending competency hearings

- SCR 17 MURRAY LAW ENFORCEMENT** Directs law enforcement agencies within the metropolitan New Orleans area that seized firearms lawfully in the possession of citizens during the hurricane to develop and implement a plan for the return of such firearms to the owners.

- SCR 33 MURRAY GAMING** Amends a video poker licensing rule to permit the return of a license surrendered as the result of hurricane damage after the elapse of 180 days.

- SB 2GAUTREAUX, N. SEX OFFENSES** Increases certain criminal penalties for sexual crimes and offenses involving juveniles under the age of thirteen.

- SB 85 JONES CORRECTIONAL FACILITIES** Creates community resource centers to provide for inmates to assist with disaster and emergency relief.

- SB 180 JONES CRIME/PUNISHMENT** Mandates a ninety-day incarceration limit for the first revocation of probation for a technical violation unless waived by the offender.

- SB 228 JONES CRIMINAL PROCEDURE** Provides for suspension of sentence and probation for certain offenders who enter and complete an approved drug program.

- SB 253 GAUTREAUX, N. CRIME/PUNISHMENT** Increases the child's age requirement for aggravated kidnapping of a child.

- SB 289 FIELDS PROBATION/PAROLE** Authorizes medical parole for inmates who are terminally ill or permanently incapacitated, including those serving sentences for 1<sup>st</sup> or 2<sup>nd</sup> degree murder, upon concurrence of the prosecuting D.A.

- SB 477 CAIN CRIMINAL PROCEDURE** Provides with respect to the expiration of bail bonds when the time limit for prosecution has lapsed. (gov sig)

- SB 566 CHAISSON CRIMINAL PROCEDURE** Provides with respect to bail bond contracts during times of emergency or disaster. (gov sig)

- SB 547 MURRAY PARDONS** Enacts the Avery C. Alexander Act. (gov sig)

Thursday, May 11, 2006

#### INSTRUMENTS TO BE HEARD:

NO MEETING IS SCHEDULED

DANIEL R. MARTINY  
Chairman

### Weekly Committee Schedule

**HOUSE OF REPRESENTATIVES**

**Committee on Education**

**Wednesday, May 10, 2006  
Committee Room No. 1  
9:00 A.M.**

**INSTRUMENTS TO BE HEARD:**

- HB 700 GRAY STUDENT/LOANS-SCHOLARSHIP** Provides requirements for certain students in the state's foster care program who graduate from La. high schools during the 2006-2007 school year or thereafter to be eligible for a TOPS Opportunity Award
- HB 1287 GRAY STUDENT/TUITION** Provides tuition and fee exemptions at public postsecondary education institutions for certain persons previously in the state's foster care program
- HB 163 WALSWORTH SCHOOLS/FINANCE-MFP** (Constitutional Amendment) Authorizes the legislature to provide by law relative to the MFP formula annually developed and adopted by BESE
- HB 1082 WALSWORTH SCHOOLS/BOARDS** Provides relative to the hiring of employees by local public school boards
- HB 326 SCALISE SCHOOLS/FINANCE-MFP** (Constitutional Amendment) Permits, to provide for salary increases for teachers in public elementary and secondary schools, legislative amendment of a MFP formula adopted by BESE

CARL CRANE  
Chairman

**Weekly Committee Schedule**

**HOUSE OF REPRESENTATIVES**

**Committee on Health and Welfare**

**Wednesday, May 10, 2006  
Committee Room No. 5  
9:30 A.M.**

**INSTRUMENTS TO BE HEARD:**

- HB 337 GUILLORY, M. ELDERLY** Requires federal criminal history checks and elder abuse training for nonlicensed persons and licensed ambulance personnel
- HB 369 DAMICO VITAL STATS/PATERNITY** Provides for the definition of biological parents
- HB 430 JEFFERSON HEALTH SERVICES** Provides with respect to the Metropolitan Human Services District
- HB 575 GRAY CHILDREN/FOSTER CARE** Provides with respect to the maximum age which a child can receive foster care services
- HB 582 CROWE ABORTION** Provides relative to the performance of abortions

- HB 626 BALDONE HUMAN SERVICES** Creates the South Central Louisiana Human Services Authority

- HB 663 LAMBERT MENTAL HEALTH** Repeals the moratorium on the licensure of mental health clinics

- HB 789 DURAND HEALTH CARE/PROVIDERS** Provides that applicants for licensure as optometrists and medical psychologists be subject to criminal history background checks

- HB 875 TOWNSEND SANITARY CODE** Provides relative to retail food establishments

- HB 1224 DURAND HOSPITALS** Provides for licensing requirements for hospitals affected by executive order or proclamation of emergency or disaster

- HB 1234 JEFFERSON HEALTH** Provides with respect to the sale of a human oocyte or embryo

- HB 1247 DEWITT HEALTH CARE/FACILITIES** Provides relative to audits of Medicaid cost reports for intermediate care facilities for the mentally retarded

- HB 1255 DURAND COUNSELORS/SUBST ABUSE** Reestablishes a board to regulate addiction counselors

- HB 1327 SMITH, JOHN HEALTH SERVICES** Provides the Board of Examiners for Nursing Facility Administrators maintain the Certified Nurse Aide Registry through an interagency agreement with the Department of Health and Hospitals

- HB 1329 SMITH, JOHN HEALTH SERVICES** Provides the Board of Examiners for Nursing Facility Administrators maintain the direct service worker registry through an interagency agreement with the Department of Health and Hospitals

- SB 418 HINES OPTOMETRISTS** Revises the professional licensing law for Optometrists.

SYDNIE MAE DURAND  
Chairman

**Weekly Committee Schedule**

**HOUSE OF REPRESENTATIVES**

**Committee on House and Governmental Affairs**

**Wednesday, May 10, 2006  
Committee Room No. 2  
9:30 A.M.**

**INSTRUMENTS TO BE HEARD:**

- HB 354 ROBIDEAUX VOTING/REGISTRATION** Requires the Department of Revenue to provide certain notifications to the secretary of state and provides for challenge of voter registration relative thereto

- HB 489 JEFFERSON ELECTIONS** Changes the voter registration deadline from thirty to seven days prior to the election

- HB 927 LAFONTA ELECTIONS/PRESIDENTIAL** Approves the state of Louisiana entering into an interstate compact entitled the "Agreement Among the States to Elect the President by National Popular Vote"

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**HB 1340 GRAY VOTERS/VOTING** Extends the application of provisions authorizing registered voters to vote during early voting in other parishes

**HCR 31 ROBIDEAUX ATTORNEY GENERAL** Directs the attorney general to contact each displaced Louisiana citizen with an out-of-state address based upon the list obtained from FEMA regarding provisions of Louisiana laws which may affect such a citizen, particularly the interaction between certain income tax requirements and voter registration and voting

**HB 791 LANCASTER BOARDS/COMMISSIONS** Abolishes certain boards, commissions, authorities, districts, and like entities

**HB 832 SCALISE GOVERNMENT ORGANIZATION** Creates the Office of the State Inspector General in the office of the governor

**HB 1317 GLOVER BOARDS/COMMISSIONS** Provides that no person who is appointed to a board or commission by the governor shall serve in such position for more than two consecutive terms

**HB 253 CROWE PUBLIC MEETINGS** Prohibits the use of electronic communications or other means to circumvent the provisions of law relative to open meetings

**HB 1171 BRUNEAU PUBLIC RECORDS** Limits the public records exemption for the office of the governor to the executive office of the governor

**HB 54 TOWNSEND CRIMINAL/RECORDS** Provides for the destruction of arrest records in certain circumstances

CHARLES D. LANCASTER, JR.  
Chairman

### Weekly Committee Schedule

#### HOUSE OF REPRESENTATIVES

##### Committee on Insurance

Wednesday, May 10, 2006  
Committee Room No. 3  
9:00 A.M.

Presentations on rate increases recently approved by the Louisiana Insurance Rating Commission

#### INSTRUMENTS TO BE HEARD:

**HB 346 ANSARDI INSURANCE** Relative to disclosure of insurance policy information

**HB 360 LAFONTA INSURANCE/PROPERTY** Requires a written rejection of flood insurance

**HB 517 CARTER, K. INSURANCE COMMISSIONER** Provides for a fee for accepting service of process on behalf of a nonresident licensee

**HB 520 CARTER, K. INSURANCE COMMISSIONER** Provides for fees for the licensure of public adjusters

**HB 650 JEFFERSON INSURANCE CLAIMS** Provides for time limit to initiate loss adjustment of insurance claims

**HB 914 TOOMY INSURERS** Requires any property or casualty insurer which issues a check to an insured pursuant to a policy to notify the agent on the policy

**HB 928 CARTER, K. INSURANCE COMMISSIONER** Provides for the qualification and licensure of public adjusters

**HB 1141 HEBERT INSURANCE/PROPERTY** Changes the formula used to determine the rate for policies offered by the Louisiana Citizens Property Corporation for certain parishes

**HB 1198 CROWE INSURANCE** Prohibits increase of insurance rates for a period of one year after a gubernatorially declared disaster

**HB 1289 MORRELL PRESCRIPTION** Provides with respect to the time within which certain insurance claims arising from Hurricane Katrina or Rita must be filed

KAREN CARTER  
Chair

### Weekly Committee Schedule

#### HOUSE OF REPRESENTATIVES

##### Committee on Labor and Industrial Relations

Thursday, May 11, 2006  
Committee Room No. 5  
9:30 A.M.

#### INSTRUMENTS TO BE HEARD:

**HB 144 HUNTER EMPLOYMENT/WAGES** Creates the Louisiana Equal Pay for Women Act

**HB 194 HUNTER EMPLOYMENT** Increases minimum wage

**HB 283 RICHMOND LABOR** Increases minimum wage

**HB 289 MONTGOMERY EMPLOYMENT/WAGES** Creates the Louisiana Equal Pay for Women Act

**HB 552 HEBERT EMPLOYMENT/WAGES** Provides for a health care payroll assessment on certain employers by the Department of Labor

**HB 775 HUNTER WORKERS COMPENSATION** To provide the direct pay of benefits to children who have reached the age of majority

WILLIE HUNTER, JR.  
Chairman

THESE SCHEDULES ARE TENTATIVE ONLY. LEGISLATIVE INSTRUMENTS MAY BE ADDED OR DELETED PRIOR TO MEETING DATE. SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.